The House of Representatives was called to order at 5:49 P.M., by the Honorable Taylor Barras, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker          Foil           Leger
Abraham             Franklin        Leopold
Abramson            Gaines          Lopinto
Adams               Garofalo        Lyons
Amedee              Gisclair         Mack
Anders              Glover          Magee
Armes               Guinn           Marcelle
Bacala              Hall            McFarland
Bagley              Harris, J.       Miguez
Bagneris            Harris, L.      Miller, D.
Berthelot           Havard          Miller, G.
Billiot             Hazel           Montoucet
Bishop              Henry           Moreno
Bouie               Hensgens        Morris, Jay
Broadwater          Hillary         Morris, Jim
Brown, C.           Hill            Norton
Brown, T.           Hodges          Pearson
Carmody             Hoffmann        Pierre
Carpenter           Hollis          Pope
Carter, G.          Horton          Price
Carter, R.          Howard          Pugh
Carter, S.          Hunter          Pylant
Chaney              Huval           Reynolds
Connick             Ivey            Richard
Coussan             Jackson         Schexnayder
Cox                 James           Shadoin
Cromer              Jefferson       Smith
Danahay             Jenkins         Stokes
Davis               Johnson, M.     Talbot
DeVillier           Johnson, R.    Thibaut
Dwight              Jones           White

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

Prayer

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

Pledge of Allegiance

Rep. Emerson 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 March 4, 2016, was adopted.

Petitions, Memorials, and Communications

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

Message from the Senate

HOUSE BILLS

March 6, 2016

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

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

House Bill No. 14
Returned without amendments

House Bill No. 18
Returned without amendments

House Bill No. 20
Returned with amendments

House Bill No. 28
Returned with amendments

House Bill No. 29
Returned with amendments

House Bill No. 31
Returned without amendments

House Bill No. 71
Returned with amendments

House Bill No. 95
Returned with amendments

House Bill No. 111
Returned with amendments

House Bill No. 118
Returned without amendments
Message from the Senate

SENATE BILLS
March 6, 2016

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. 9 and 25

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

Rep. Leger moved to suspend the rules for the purpose of referring to committee all House Bills, House Concurrent Resolutions, and House Resolutions introduced on this day.

Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and, under a suspension of the rules, referred to committees, as follows:

SENATE BILL NO. 9—
BY SENATOR DONAHUE
AN ACT
To enact R.S. 39:82.1, relative to special treasury funds and dedicated money; to provide for specific reports to the Joint Legislative Committee on the Budget; to provide for the review and reporting of special funds and statutory dedications, including the means of financing, specifically funds whose primary source of financing is the state general fund, the purpose and use of the monies, and the status and balances of the special funds and dedicated monies; to provide for the transfer, dedication, use, and appropriation as specified of certain treasury funds; to authorize the transfer of balances to the state general fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

Reconsideration

The following legislative instruments on reconsideration were taken up and acted upon as follows:

HOUSE BILL NO. 27—
BY REPRESENTATIVE COX
AN ACT
To amend and reenact R.S. 26:341(A) and 342, relative to the excise tax on alcoholic beverages; to increase the rate of the excise tax levied on alcoholic beverages; to provide with respect to the application of the excise tax on alcoholic beverages in the inventory of certain retail and wholesale dealers; to provide for an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Cox, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

Suspension of the Rules

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Suspension of the Rules

On motion of Rep. Cox, and under a suspension of the rules, the following bill was called from the calendar.

HOUSE BILL NO. 27—
BY REPRESENTATIVE COX
AN ACT
To amend and reenact R.S. 26:341(A) and 342, relative to the excise tax on alcoholic beverages; to increase the rate of the excise tax levied on alcoholic beverages; to provide with respect to the application of the excise tax on alcoholic beverages in the inventory of certain retail and wholesale dealers; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Broadwater to Engrossed House Bill No. 27 by Representative Cox

AMENDMENT NO. 1
Delete House Floor Amendment No. 8 by Representative Leger (#709)

AMENDMENT NO. 2
On page 2, at the beginning of line 8, insert "A"
AMENDMENT NO. 3
On page 2, line 9, after "tax of" delete the remainder of the line and insert "ten dollars"

AMENDMENT NO. 4
On page 2, between lines 11 and 12, insert the following:

"B. In addition to the tax levied in Subsection A of this Section, beginning April 1, 2016, there shall be levied and imposed on all beverages of low alcoholic content handled in Louisiana an excise tax of two dollars and fifty cents per barrel containing not more than thirty-one gallons. The increase in the tax provided for in this Subsection shall not apply to breweries that produces less than two hundred thousand barrels annually.

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Carmody to Engrossed House Bill No. 27 by Representative Cox

AMENDMENT NO. 1
Delete House Floor Amendments Nos. 2 through 8 by Representative Leger (#709)

AMENDMENT NO. 2
On page 1, at the end of line 3 insert "to provide for the sunset of the tax;"

AMENDMENT NO. 3
On page 1, delete lines 11 through 19 in their entirety and on page 2, delete lines 1 through 5 in their entirety and insert the following:

"A. The following excise or license taxes are levied on all beverages of high alcoholic content handled in Louisiana:

(1)(a) Liquors; at the rate of sixty-six cents per liter.

(b) In addition to the tax levied in Subparagraph (a) of this Paragraph, beginning April 1, 2016, until March 31, 2019, there shall be an additional tax of fourteen cents per liter.

(2)(a) Sparkling wines; forty-two cents per liter.

(b) In addition to the tax levied in Subparagraph (a) of this Paragraph, beginning April 1, 2016, until March 31, 2019, there shall be an additional tax of thirteen cents per liter.

(3) Still wines:

(a)(i) Of an alcoholic content of not more than fourteen percent by volume--at the rate of three cents per liter.

(ii) In addition to the tax levied in Item (i) of this Paragraph, beginning April 1, 2016, until March 31, 2019, there shall be an additional tax of seventeen cents per liter.

(b)(i) Of an alcoholic content of more than fourteen percent by volume but no more than twenty-four percent by volume--at the rate of six cents per liter.

(ii) In addition to the tax levied in Item (i) of this Paragraph, beginning April 1, 2016, until March 31, 2019, there shall be an additional tax of fourteen cents per liter.

(c)(i) Of an alcoholic content of more than twenty-four percent by volume--at the rate of forty-two cents per liter.

(ii) In addition to the tax levied in Item (i) of this Paragraph, beginning April 1, 2016, until March 31, 2019, there shall be an additional tax of thirteen cents per liter.

(4)(a) Malt beverages; at the rate of ten dollars per barrel containing not more than thirty-one standard gallons and at a like rate for fractional parts of a barrel.

(b) In addition to the tax levied in Subparagraph (a) of this Paragraph, beginning April 1, 2016, until March 31, 2019, there shall be an additional tax two dollars and fifty cents per barrel.

AMENDMENT NO. 4
On page 2, at the beginning of line 8, insert "A."

AMENDMENT NO. 5
On page 2, between lines 11 and 12, insert the following:

"B. Beginning April 1, 2016, until March 31, 2019, in addition to the tax levied pursuant to Subsection A of this Section, there shall be an additional excise tax of two dollars and fifty cents per barrel containing not more than thirty-one gallons, and at a like rate for fractional parts of a barrel."

Rep. Carmody moved the adoption of the amendments.


By a vote of 44 yeas and 54 nays, the amendments were rejected.

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Foil Mack
Abraham Franklin Magee
Abramson Gaines Marcell
Adams Garofalo McFarland
Anders Gisclair Miller, D.
Armes Glover Miller, G.
Bacala Guinn Montoucet
Bagley Hall Moreno
Bagners Harris, J. Morris, Jay
Billiot Harris, L. Morris, Jim
Bishop Havard Norton
Bouie Hiltferry Pearson
Brown, C. Hill Pierre
Brown, T. Hoffmann Pope
Carmody Hollis Price
Carpenter Horton Pugh
Carter, G. Hunter Pylant
Carter, R. Jackson Reynolds
Carter, S. James Shadoin
Chaney Jefferson Smith
Cox Jenkins Stokes
Cromer Jones White
Danahay Landry, T. Willmott
Davis LeBas Zeringue

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

The title of the above bill was read and adopted.

Acting Speaker Carmody in the Chair

Suspension of the Rules

On motion of Rep. Leger, 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. 11—

BY REPRESENTATIVES SCHRODER AND BARRAS AND SENATOR ALARIO

A CONCURRENT RESOLUTION

To create the Task Force on Structural Changes in Budget and Tax Policy to continue the budget and tax reform evaluations begun during the 2016 First Extraordinary Session, to make recommendations of changes to the state's tax laws in an effort to modernize and enhance the efficiency and fairness of the state's tax policies for individuals and businesses, to examine the structure and design of the state budget and make recommendations for long-term budgeting changes, and to report to the legislature by September 1, 2016, and to urge and request the governor to support and implement initiatives for structural change introduced in upcoming sessions of the legislature intended to bring about long term improvements to the programs and services of state government as well as cost savings through more efficient and effective state operations.

Read by title.

Rep. Barras moved to suspend the rules to consider the adoption of the resolution, which motion was agreed to.

Rep. Barras moved the adoption of the resolution.

By a vote of 101 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.
AMENDMENT NO. 4
On page 1, at the beginning of line 12, change "Section 2." to "Section 1."

AMENDMENT NO. 5
On page 1, at the end of line 17, insert the following:

"In the event the Act that originated as House Bill No. 62 of the 2016 First Extraordinary Session of the Legislature is enacted and becomes effective, the provisions of Sections 1 and 2 of this Act shall remain in effect through the sunset date in the Act that originated as House Bill No. 62 of the 2016 First Extraordinary Session of the Legislature.

Section 7. The provisions of Sections 6 and 7 of this Act shall become effective on July 1, 2015. The provisions of Sections 3 and 4 of this Act shall become effective upon the sunset date of Sections 1 and 2 of this Act.

AMENDMENT NO. 6
On page 1, delete line 18 in its entirety

AMENDMENT NO. 7
On page 1, at the beginning of line 19, change "Section 3." to "Section 2."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Gaines  Leger  
Abramson  Gisclair  Lyons  
Adams  Glover  Marcelle  
Anders  Hall  Miller, D.  
Armes  Harris, J.  Montoucet  
Bagneris  Harris, L.  Moreno  
Billiot  Havard  Morris, Jay  
Boutie  Hill  Morris, Jim  
Broadwater  Hoffmann  Norton  
Brown, C.  Hunter  Pierre  
Brown, T.  Jackson  Pope  
Carpenter  James  Price  
Carter, G.  Jefferson  Shadoin  
Carter, R.  Jenkins  Smith  
Chaney  Johnson, R.  Thibaut  
Cox  Jones  White  
Danahay  Landry, T.  
Franklin  LeBas  
Total - 53

NAYS

Abraham  Falconer  Leopold  
Amedee  Foil  Lopinto  
Bacala  Garofalo  Mack  
Bagley  Guinn  Magee  
Berthelot  Hazel  McFarland  
Bishop  Henry  Miguez  
Bermody  Hensgens  Miller, G.  
Carter, S.  Hiltferry  Pearson  
Connick  Hodges  Pugh  
Coussan  Hollis  Pylant  

Total - 53

ABSENT

Seabaugh  Schroder  Simon  

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Consent to Correct a Vote Record

Rep. Henry requested the House consent to record his vote on final passage of House Bill No. 23 as nay, which consent was unanimously granted.

Motion

Rep. Jay Morris moved to call from the table the motion to reconsider the vote by which House Bill No. 22 failed to pass, which motion was agreed to.

On motion of Rep. Jay Morris, the vote by which the above House Bill failed to pass was reconsidered.

Returned to the calendar under the rules.

Suspension of the Rules

On motion of Rep. Jackson, the rules were suspended in order to take up and consider House Bill No. 22 at this time.

HOUSE BILL NO. 22—

BY REPRESENTATIVE JACKSON

AN ACT

To amend and reenact Section 6 of Act No. 126 of the 2015 Regular Session and to repeal Section 3 of Act No. 126 of the 2015 Regular Session of the Legislature, relative to the three-year sunset of reductions to rebates in Act No. 126 of the 2015 Regular Session; to repeal the three-year sunset of reductions made in Act No. 126 of the 2015 Regular Session; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jackson to Engrossed House Bill No. 22 by Representative Jackson

AMENDMENT NO. 1

Delete the set of House Floor Amendments by Representative Jackson (#544)
AMENDMENT NO. 2
On page 1, at the end of line 2, after "Session" delete the remainder of the line and at the beginning of line 3, delete "Section 3 of" and insert a comma "", and insert "relative to"

AMENDMENT NO. 3
On page 1, and at the end of line 3, after "Legislature" delete the remainder of the line and delete line 4 in its entirety, and at the beginning of line 5, delete "Session; to repeal the three-year" and insert a semi-colon ";" and insert "to extend the"

AMENDMENT NO. 4
On page 1, delete lines 9 and 10 in their entirety

AMENDMENT NO. 5
On page 1, at the beginning of line 11, change "Section 2." to "Section 1."

AMENDMENT NO. 6
On page 1, at the end of line 16, insert the following:

"In the event the Act that originated as House Bill No. 62 of the 2016 First Extraordinary Session of the Legislature is enacted and becomes effective, the provisions of Section 2 of this Act shall remain in effect through the sunset date in the Act that originated as House Bill No. 62 of the 2016 First Extraordinary Session of the Legislature.

Section 7. The provisions of Section 3 of this Act shall become effective upon the sunset date of Section 2 of this Act."

AMENDMENT NO. 7
On page 1, at the beginning of line 18, change "Section 3." to "Section 2."

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

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Gisclair Leger
Abramson
Adams
Anders
Armes
Bagneris
Billiot
Bogie
Broadwater
Brown, C.
Brown, T.
Carpenter
Carter, G.
Carter, R.
Chaney
Cox
Danahay
Franklin
Gaines
Total - 55

NAYS
Abraham Falconer Mack
Amedee Foil Magee
Bacala Garofalo McFarland
Bagley Hazel Miguens
Berthelot Henry Morris, Jim
Bishop Hensens Pearson
Carmody Hilferty Pope
Carter, S. Hodges Pugh
Connick Horton Richard
Coussan Howard Schexnayder
Cromer Huval Stokes
Davis Ivey Talbot
DeVillier Johnson, M. Willmott
Dwight Landry, N. Zeringue
Edmonds Leopold
Emerson Lopinto
Total - 46

ABSENT
Seabaugh
Schroder Simon
Total - 3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

HOUSE BILL NO. 24—
BY REPRESENTATIVE JACKSON
AN ACT
To amend and reenact R.S. 47:227 and 6034(C)(1)(a)(ii)(bb)(II), (c)(ii), and (d)(ii), and Sections 7 and 8 of Act No. 125 of the 2015 Regular Session of the Legislature, relative to the sunset of reductions to tax credits in Act No. 125 of the 2015 Regular Session of the Legislature; to repeal the three-year sunset of reductions to tax credits in Act No. 125 of the 2015 Regular Session of the Legislature; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Jackson to Engrossed House Bill No. 24 by Representative Jackson

AMENDMENT NO. 1
On page 1, delete line 3 through 6 in its entirety and insert "Act No. 125 of the 2015 Regular Session of the Legislature, relative to Act No. 125 of the Regular Session of the Legislature; to extend the sunset of reductions"

AMENDMENT NO. 2
On page 4, delete lines 1 and 2 in their entirety

AMENDMENT NO. 3
On page 4, at the beginning of line 3, change "Section 3." to "Section 2."
AMENDMENT NO. 4
On page 4, at the end of line 22, insert the following:

"In the event the Act that originated as House Bill No. 62 of the 2016 First Extraordinary Session of the Legislature is enacted and becomes effective, the provisions of Section 1, 2, and 3 of this Act shall remain in effect through the sunset date in the Act that originated as House Bill No. 62 of the 2016 First Extraordinary Session of the Legislature.

Section 9. The provisions of Sections 4, 5, and 6 of this Act shall become effective upon the sunset date of Sections 1, 2, and 3 of this Act."

AMENDMENT NO. 5
On page 4, between lines 17 and 18, insert the following:

"Section 3. This Act shall take effect and become operative if and when the Act which originated as House Bill No. 62 of this 2016 First Extraordinary Session of the Legislature is enacted and becomes effective."

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

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

HOUSE BILL NO. 32—
BY REPRESENTATIVE LEGER
AN ACT
To amend and reenact R.S. 47:32(A) and 295(B), relative to individual income tax; to reduce certain rates for purposes of calculating individual income tax; to provide for the administration of the rate reductions; to provide for applicability; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

Point of Order
Rep. Gregory Miller asked for a ruling from the Chair as to how many votes are required to pass the bill.

Ruling of the Chair
The Chair ruled 53 votes are required to pass the bill.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Jackson to Engrossed House Bill No. 33 by Representative Leger

AMENDMENT NO. 1
On page 2, at the end of line 5, insert "The reduction in the deduction provided for in this Paragraph shall not apply to charitable donations of a taxpayer to a church."

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Ivey to Engrossed House Bill No. 33 by Representative Leger

AMENDMENT NO. 1
On page 1, at the end of line 3, after "deductions" and before the semicolon ";", insert "under certain circumstances; to restrict the deduction to certain expenses;"

AMENDMENT NO. 2
On page 2, at the end of line 5, insert "The reduction in the deduction provided for in this Paragraph shall not apply to charitable donations of a taxpayer to a church."

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Ivey to Engrossed House Bill No. 33 by Representative Leger

AMENDMENT NO. 1
On page 2, at line 5, insert "under certain circumstances; to restrict the deduction to certain expenses;"

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

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

Notice of Intention to Call

HOUSE BILL NO. 33—
BY REPRESENTATIVE LEGER
AN ACT
To amend and reenact R.S. 47:293(A), relative to the individual income tax; to reduce the amount of the deduction for excess federal itemized personal deductions; to provide for applicability; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

Notice of Intention to Call

HOUSE BILL NO. 34—
BY REPRESENTATIVE LEGER
AN ACT
To amend and reenact R.S. 47:32(A), relative to individual income tax; to provide with respect to the income brackets for purposes of calculating individual income tax; to provide for applicability; and to provide for related matters.

Called from the calendar.

Read by title.

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


HOUSE BILL NO. 61—

BY REPRESENTATIVE JAY MORRIS

AN ACT

To amend and reenact R.S. 4:168 and 227, R.S. 12:425, R.S. 22:2065, R.S. 33:4169(D), R.S. 40:582.7 (introductory paragraph), R.S. 47:301(3), (6) through (10), (13) through (16), (18), and (27), 302(R)(2) and (3), (S), and (T), 305(A)(2), (4)(a), (5) and (6), (D)(1)(b) through (d), (f) through (i), and (u), (2)(a)(introductory paragraph), (F), and (I), 305.1(A) and (B), 305.6 through 305.9, 305.13, 305.14(A)(1), 305.16, 305.17, 305.18(A), 305.19, 305.20(C), 305.25(A)(introductory paragraph), 305.26, 305.28(A), 305.33, 305.37(A), 305.40(A)(introductory paragraph), 305.41, 305.42, 305.43(A), 305.44(A), 305.45(A)(introductory paragraph), 305.47, 305.49, 305.50(A)(1) and (2)(a), (B), (E), and (F), 305.51(A), 305.54(B)(1), 305.57(A), 305.58(A)(1), 305.59, 305.61(A), 305.62(B)(1), 305.63, 305.64(A)(1), 305.65(A), 305.66(A), 305.67, 305.68, 305.70, 305.71, 318(A), 321(H), (I), (J), and (K), 331(D)(3) and (4), (Q) and (R), and 6001(A), and R.S. 51:1307(C), to enact Subpart T of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.147, and to repeal Section 4 of Act No. 386 of 1990, relative to state revenues; to dedicate certain state sales and use tax revenues for support of post-secondary education; to establish a special treasury fund; to provide for the deposit and use of monies in the fund; to provide with respect to the applicability of certain exclusions and exemptions from the state sales and use tax base; to provide for effectiveness; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jay Morris to Engrossed House Bill No. 61 by Representative Jay Morris

AMENDMENT NO. 1

Delete House Floor Amendment Nos. 1 and 3 by Representative Montoucet (#550)

AMENDMENT NO. 2

On page 1, line 4, after "(T)," delete the remainder of the line and insert "305(A)(5) and (6)."

AMENDMENT NO. 3

On page 1, line 5, after "(D)(1)(b) through (d)," and before "and (u)," delete "(f) through (i)," and insert "(g) through (i)."

AMENDMENT NO. 4

On page 1, line 8, after "305.33," and before "305.40(A)(introductory paragraph)," delete "305.37(A)."

AMENDMENT NO. 5

On page 1, line 10, after "(B)," and before "305.51(A)," delete "(E), and (F)," and insert "(E) and (F)."
AMENDMENT NO. 20
On page 80, at the beginning of line 20, delete "Section 10." and insert "Section 9."

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Jay Morris to Engrossed House Bill No. 61 by Representative Jay Morris

AMENDMENT NO. 1
On page 2, line 11, after "under" and before "of Subtitle" delete "Chapter 2" and insert "Chapter 2-A"

AMENDMENT NO. 2
On page 2, line 21, after "under" and before "of Subtitle" delete "Chapter 2" and insert "Chapter 2-A"

AMENDMENT NO. 3
On page 3, line 1, after "under" and before "of Subtitle" delete "Chapter 2" and insert "Chapter 2-A"

AMENDMENT NO. 4
On page 3, at the end of line 19, delete "Chapter" and at the beginning of line 20, delete "2" and insert "Chapter 2-A"

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Stokes to Engrossed House Bill No. 61 by Representative Jay Morris

AMENDMENT NO. 1
On page 1, at the beginning of line 6, after "(I)," and before the "305.6" delete "305.1(A) and (B),"

AMENDMENT NO. 2
On page 4, line 24, after "(I)," and before "305.6" delete "305.1(A) and (B),"

AMENDMENT NO. 3
On page 62, delete lines 1 through 21 in their entirety

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Pylant to Engrossed House Bill No. 61 by Representative Jay Morris

AMENDMENT NO. 1
On page 1, line 2, after "227," and before "R.S. 22:2065" delete "R.S. 12:425,"

AMENDMENT NO. 2
On page 2, delete lines 23 through 29 in their entirety

AMENDMENT NO. 3
On page 3, delete lines 1 and 2 in their entirety

AMENDMENT NO. 4
On page 3, line 3, delete "Section 3." and insert "Section 2."

AMENDMENT NO. 5
On page 3, line 8, delete "Section 4." and insert "Section 3."

AMENDMENT NO. 6
On page 3, line 22, delete "Section 5." and insert "Section 4."

AMENDMENT NO. 7
On page 4, line 10, delete "Section 6." and insert "Section 5."

AMENDMENT NO. 8
On page 4, line 22, delete "Section 7." and insert "Section 6."

AMENDMENT NO. 9
On page 80, line 5, delete "Section 8." and insert "Section 7."

AMENDMENT NO. 10
On page 80, line 18, delete "Section 9." and insert "Section 8."

AMENDMENT NO. 11
On page 80, line 20, delete "Section 10." and insert "Section 9."

Rep. Pylant moved the adoption of the amendments.


By a vote of 40 yeas and 56 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Hill to Engrossed House Bill No. 61 by Representative Jay Morris

AMENDMENT NO. 1
On page 1, at the beginning of line 12, delete "305.66(A),"

AMENDMENT NO. 2
On page 5, line 1, after "305.65(A)," and before "305.67" delete "305.66(A),"

AMENDMENT NO. 3
On page 75, delete lines 6 through 9 in their entirety

On motion of Rep. Hill, 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 Franklin
Abraham Gaines, Lopinto
Abramson Gisclair, Lyons
Adams Glover, McFarland
Anders Guinn, Miller, D.
Bagley Harris, J., Miller, G.
Bagneris Harris, L., Miller, G.
Billiot Havard, Montoucet
Boutie Hazel, Moreno
Broadwater Hillery, Morris, J.
Brown, C. Hill, Morris, Jim
Brown, T. Hoffmann, Norton
Carpenter Hunter, Pearson
Carter, G. Jackson, Pierre
Carter, R. James, Pope
Chaney Jefferson, Price
Connick Jenkins, Reynolds
Cox Johnson, R. Richard
Danahay Jones, Shadoin
Dwight Landry, T., Smith
Falconer LeBus, White

Total - 66

NAYS

Amedee Emerson, Mack
Bacala Foil, Miguez
Berthelot Garofalo, Pugh
Bishop Hensgens, Pylant
Carmony Hodges, Schexnayder
Carter, S. Horton, Stokes
Cousson Huval, Talbot
Cromer Ivey, Thibaut
Davis Johnson, M. Willmott
DeVillier Landry, N. Zeringue
Edmonds Leopold

Total - 32

ABSENT

Howard Simon
Henry Schrodor
Hollis Seabrook

Total - 6

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

Motion to reconsider pending.

HOUSE BILL NO. 64—

BY REPRESENTATIVE MONTOUCET

AN ACT

To amend and reenact R.S. 47:301(10)(x), 305(D)(1)(a) through (d), (g), and (h), and 305.51(A), to enact R.S. 47:305.72, and to repeal R.S. 47:301(3)(i), (10)(c)(i)(bb) and (ii)(aa), (n), (z), and (bb), (13)(m), and 18(l), relative to state sales and use taxes; to provide for an exemption for certain utilities consumed by businesses; to provide for effectiveness; and to provide for related matters.

Called from the calendar.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montoucet to Engrossed House Bill No. 64 by Representative Montoucet

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line, delete lines 3 and 4 in their entirety, and insert the following:

"R.S. 47:305(D)(1)(b) through (d) and (g), and 305.51(A), relative to state sales and use"

AMENDMENT NO. 2

On page 1, line 9, after "Section 1." delete the remainder of the line, delete line 10 through 20 in their entirety, and on page 2, delete lines 1 through 5 in their entirety, and insert the following:

"R.S. 47:305(D)(1)(b) through (d) and (g) and 305.51(A) are hereby amended and reenacted to read as follows:

AMENDMENT NO. 3

On page 2, delete lines 12 and 13 in their entirety and insert the following:

*                    *                    *

AMENDMENT NO. 4

On page 2, line 14, after "Steam" delete the remainder of the line and delete line 15 in its entirety, and insert the following:

"For purposes of state taxes, the purchase and use of steam for residential purposes shall be exempt from all state sales and use taxes; the purchase and use of steam for any other purpose shall be exempt solely from the tax imposed under R.S. 47:321."

AMENDMENT NO. 5

On page 2, line 17, after "taxes," delete the remainder of the line, delete line 18 in its entirety and insert the following:

"the purchase and use of water for any purpose other than residential use shall be exempt solely from the tax imposed under R.S. 47:321. For purposes of this Subparagraph, "water"

AMENDMENT NO. 6

On page 2, line 23, after "state" delete the remainder of the line, delete line 24 in its entirety and insert the following:

"taxes, the purchase and use of electric power or energy for residential purposes shall be exempt from all state sales and use taxes; the purchase and use of electric power or energy for any other purpose shall be exempt solely from the tax imposed under R.S. 47:321."

AMENDMENT NO. 7

On page 2, line 26, after "gas" delete the remainder of the line, delete lines 27 and 28 in their entirety, and on page 3, delete lines 1 through 3 in their entirety, insert a period "." and insert the following:

"For purposes of state taxes, the purchase and use of natural gas for residential purposes shall be exempt from all state sales and use taxes."

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taxes; the purchase and use of natural gas for any other purpose shall be exempt solely from the tax imposed under R.S. 47:321."

**AMENDMENT NO. 8**

On page 3, line 6, after "by" delete the remainder of the line and insert the following:
"the state of Louisiana under R.S. 47:321 or any of its"

**AMENDMENT NO. 9**

On page 3, delete lines 15 through 29 in their entirety, delete page 4 in its entirety, and on page 5, delete lines 1 through 7 in their entirety

**AMENDMENT NO. 10**

On page 5, at the beginning of line 8, delete "Section 3." and insert "Section 2."

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

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montoucet to Engrossed House Bill No. 64 by Representative Montoucet

**AMENDMENT NO. 1**

On page 2, line 15, change "R.S. 47:305.75" to "R.S. 47:305.72"

**AMENDMENT NO. 2**

On page 2, line 18, change "R.S. 47:305.75" to "R.S. 47:305.72"

**AMENDMENT NO. 3**

On page 2, line 24, change "R.S. 47:305.75" to "R.S. 47:305.72"

**AMENDMENT NO. 4**

On page 2, line 28, change "R.S. 47:305.75" to "R.S. 47:305.72"

**AMENDMENT NO. 5**

On page 3, line 3, change "R.S. 47:305.75" to "R.S. 47:305.72"

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

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pierre to Engrossed House Bill No. 64 by Representative Montoucet

**AMENDMENT NO. 3**

On page 2, line 24, after "R.S." and before the period "." delete "47:305.75" and insert "47:305.72"

**AMENDMENT NO. 4**

On page 2, line 28, after "R.S." and before the period "." delete "47:305.75" and insert "47:305.72"

**AMENDMENT NO. 5**

On page 3, on line 3, before the period "." delete "47:305.75" and insert "47:305.72"

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

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

### ROLL CALL

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adams</td>
<td>Gaines</td>
<td>Leger</td>
</tr>
<tr>
<td>Anders</td>
<td>Gisclair</td>
<td>Lyons</td>
</tr>
<tr>
<td>Armes</td>
<td>Glover</td>
<td>Magee</td>
</tr>
<tr>
<td>Bagley</td>
<td>Hall</td>
<td>Marcele</td>
</tr>
<tr>
<td>Bagneris</td>
<td>Harris, J.</td>
<td>Miller, D.</td>
</tr>
<tr>
<td>Billiot</td>
<td>Havard</td>
<td>Montoucet</td>
</tr>
<tr>
<td>Bouie</td>
<td>Hazel</td>
<td>Moreno</td>
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<tr>
<td>Broadwater</td>
<td>Hill</td>
<td>Morris, Jay</td>
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<tr>
<td>Brown, C.</td>
<td>Hunter</td>
<td>Norton</td>
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<tr>
<td>Brown, T.</td>
<td>Jackson</td>
<td>Pierre</td>
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<tr>
<td>Carpenter</td>
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<td>Price</td>
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<td>Carter, G.</td>
<td>Jefferson</td>
<td>Reynolds</td>
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<tr>
<td>Carter, R.</td>
<td>Jenkins</td>
<td>Shadoin</td>
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<tr>
<td>Chaney</td>
<td>Johnson, R.</td>
<td>Smith</td>
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<tr>
<td>Cox</td>
<td>Jones</td>
<td>White</td>
</tr>
<tr>
<td>Foil</td>
<td>Landry, T.</td>
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<tr>
<td>Franklin</td>
<td>LeBas</td>
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<tr>
<td>Total - 49</td>
<td></td>
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</tr>
</tbody>
</table>

| Mr. Speaker | Emerson | Mack |
| Abraham | Falconer | McFarland |
| Abramson | Garofalo | Miguez |
| Amedee | Gunn | Miller, G. |
| Bacala | Harris, L. | Morris, Jim |
| Bertholot | Henry | Pearson |
| Bishop | Hensgens | Pope |
| Carmody | Hilferty | Pugh |
| Carter, S. | Hodges | Pylant |
| Connick | Hoffmann | Richard |
| Coussan | Horton | Schexnayder |
| Cromer | Huval | Stokes |
| Danahay | Ivey | Talbot |
| Davis | Johnson, M. | Willmott |
| DeVillier | Landry, N. | Zeringue |
| Dwight | Leopold | |
| Edmonds | Lopinto | |
| Total - 49 | | |

| Schroder | Thibaut | |
| Hollis | Seabaugh | |
| Howard | Simon | |
| Total - 6 | | |

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

Consent to Correct a Vote Record

Rep. Shadoin requested the House consent to record his vote on final passage of House Bill No. 64 as yea, which consent was unanimously granted.

HOUSE BILL NO. 78—
BY REPRESENTATIVE STOKES
A JOINT RESOLUTION
Proposing to amend Article VII, Section 4(A) of the Constitution of Louisiana, relative to income taxation; to provide with respect to the rates and brackets for purposes of computing federal income taxes paid for purposes of computing state income taxes; to provide for applicability; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

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

HOUSE BILL NO. 79—
BY REPRESENTATIVE IVEY
AN ACT
To amend and reenact R.S. 47:241 and 287.69 and to repeal R.S. 4:168 and 227, R.S. 12:425, R.S. 22:2065, R.S. 33:4169(D), R.S. 40:582.7 (introductory paragraph), R.S. 47:301(3), (6) through (10), (13) through (16), (18), and (27), 302(R)(2) and (3), (S), and (T), 305(A)(2), (4)(a), (5), and (6), (D)(1)(b) through (d), (f) through (i), and (u), (2)(a)(introductory paragraph), (F), and (I), 305.1(A) and (B), 305.6 through 305.9, 305.13, 305.14(A)(1), 305.16, 305.17, 305.18(A), 305.19, 305.20(C), 305.25(A)(introductory paragraph), 305.26, 305.28(A), 305.33, 305.37(A), 305.40(A)(introductory paragraph), 305.41, 305.42, 305.43(A), 305.44(A), 305.45(A)(introductory paragraph), 305.47, 305.49, 305.50(A)(1) and (2)(a), (B), (E), and (F), 305.51(A), 305.54(B)(1), 305.57(A), 305.58(A)(1), 305.59, 305.61(A), 305.62(B)(1), 305.63, 305.64(A)(1), 305.65(A), 305.66(A), 305.67, 305.68, 305.70, 305.71, 318(A), 321(H), (I), (J), and (K), 331(F)(3) and (4), (Q), and (R), and 6001(A), and R.S. 51:1307(C), and to enact Subpart T of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.147, and to repeal Section 4 of Act No. 386 of 1990, relative to state revenues; to dedicate certain state sales and use tax revenues for support of post-secondary education; to establish a special treasury fund; to provide for the deposit and use of monies in the fund; to provide with respect to the applicability of certain exclusions and exemptions from the state sales and use tax base; to provide for effectiveness; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

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

HOUSE BILL NO. 103—
BY REPRESENTATIVE IVEY
AN ACT
To amend and reenact R.S. 47:287.12, relative to corporation income tax; to provide relative to the rate of the corporation income tax; to provide for a flat tax rate; to provide for effectiveness; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

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

HOUSE BILL NO. 106—
BY REPRESENTATIVE IVEY
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; to provide for applicability; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

On motion of Rep. Ivey, 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 Nos. 75, 76, 80, and 104 from the calendar on Monday, March 7, 2016.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Thibaut gave notice of his intention to call House Bill Nos. 81, 114, and 125 from the calendar on Monday, March 7, 2016.

Privileged Report of the Committee on Enrollment

March 6, 2016

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 Bills have been properly enrolled:

HOUSE BILL NO. 14—
BY REPRESENTATIVES LEGER, ADAMS, BAGNERIS, BOUIE, HOFFMANN, MACK, AND STOKES
AN ACT
To enact R.S. 47:841(B)(7), relative to the tobacco tax; to provide with respect to the rate of the tax levied on cigarettes; to increase the rate of the tax levied on cigarettes; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 18—
BY REPRESENTATIVE MONTOUCET
AN ACT
To amend and reenact R.S. 47:843(B) and (C)(3) and 851(B)(4)(b), relative to state excise taxes; to provide relative to the discount for the reporting and remitting of excise taxes on certain tobacco products; to provide relative to the discount for stamping cigarettes; to reduce the amount of the discounts for the reporting and remitting of excise taxes and the stamping of cigarettes; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 30—
BY REPRESENTATIVES LEGER, CARPENTER, AND WHITE
AN ACT
To amend and reenact R.S. 47:302(K)(5) and (7)(a) and (U) and to enact R.S. 47:302(V) and (W), 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 refunds in certain circumstances; to provide for applicability; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 118—
BY REPRESENTATIVES BARRAS AND HENRY AND SENATORS ALARIO AND LAFLEUR
AN ACT
To appropriate funds and to provide for certain reductions in appropriations of the Louisiana Judiciary for Fiscal Year 2015-2016; to provide for an effective date; and to provide for related matters.

Respectfully submitted,

CHRIS HAZEL
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

Suspension of the Rules

On motion of Rep. Abramson, the rules were suspended to permit the Committee on Ways and Means to meet on Monday, March 7, 2016, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 123
Senate Bill No. 25

Leave of Absence

Rep. Simon - 1 day

Adjournment

On motion of Rep. Billiot, at 9:50 P.M., the House agreed to adjourn until Monday, March 7, 2016, at 3:00 P.M.

The Speaker of the House declared the House adjourned until 3:00 P.M., Monday, March 7, 2016.

ALFRED W. SPEER
Clerk of the House