

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

THIRD DAY'S PROCEEDINGS

Forty-second Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, March 16, 2016

The House of Representatives was called to order at 4:14 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	Franklin	LeBas
Abraham	Gaines	Leger
Abramson	Garofalo	Leopold
Adams	Gisclair	Lopinto
Amedee	Glover	Lyons
Anders	Guinn	Mack
Bacala	Hall	Magee
Bagley	Harris, J.	Marcelle
Bagneris	Harris, L.	McFarland
Berthelot	Havard	Miguez
Billiot	Hazel	Miller, D.
Bouie	Henry	Miller, G.
Broadwater	Hensgens	Montoucet
Brown, C.	Hilferty	Morris, Jim
Brown, T.	Hill	Norton
Carpenter	Hodges	Pearson
Carter, G.	Hoffmann	Pierre
Carter, R.	Hollis	Pope
Carter, S.	Horton	Price
Chaney	Howard	Pugh
Connick	Hunter	Pylant
Coussan	Huval	Reynolds
Cox	Ivey	Richard
Cromer	Jackson	Schexnayder
Danahay	James	Schroder
Davis	Jefferson	Seabaugh
DeVillier	Jenkins	Smith
Dwight	Johnson, M.	Stokes
Edmonds	Johnson, R.	Thibaut
Emerson	Jones	White

Falconer	Landry, N.	Willmott
Foil	Landry, T.	Zeringue
Total - 96		

The Speaker announced that there were 96 members present and a quorum.

Prayer

Prayer was offered by Rep. Horton.

Pledge of Allegiance

Rep. Magee 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 15, 2016, was adopted.

**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. 11—

BY REPRESENTATIVE TALBOT
A RESOLUTION

To adopt House Rule 7.20 of the Rules of Order of the House of Representatives to provide that motions for final passage of the Capital Outlay Bill, to concur in amendments, or to adopt any conference committee report on such bill are not in order under certain circumstances.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 12—

BY REPRESENTATIVE CONNICK
A RESOLUTION

To commend Edward Peter Benezech, Jr., on his service to his country in the United States Army during World War II.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 15—

BY REPRESENTATIVE PUGH
A CONCURRENT RESOLUTION

To recognize the Manchac Greenway for its potential to serve as a cultural asset and economic engine for the state of Louisiana.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 16—

BY REPRESENTATIVE COX
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the members of the Legislature of Louisiana upon the death of Bob Gene Haynie.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 17—

BY REPRESENTATIVE CONNICK

A CONCURRENT RESOLUTION

To commend Edward Peter Benezech, Jr., on his service to his country in the United States Army during World War II.

Read by title.

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

Ordered to the Senate.

Introduction of House Bills and Joint Resolutions

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

HOUSE BILL NO. 910—

BY REPRESENTATIVE TALBOT

AN ACT

To amend and reenact R.S. 11:411(8) and 701(33)(a)(iv), (v)(aa), (vii), and (x), relative to membership in the Louisiana State Employees' Retirement System and the Teachers' Retirement System of Louisiana; to prohibit membership by employees hired by certain employers on or after a specified date; and to provide for related matters.

Read by title.

House and House Concurrent Resolutions Lying Over

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

HOUSE RESOLUTION NO. 9—

BY REPRESENTATIVE CROMER

A RESOLUTION

To amend and readopt House Rule 6.26(D)(2) of the Rules of Order of the House of Representatives to change the deadline for the House Executive Committee to set the vouchered allotment for members of the House of Representatives.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 13—

BY REPRESENTATIVE RICHARD

A CONCURRENT RESOLUTION

To apply to the Congress of the United States to call a convention, pursuant to Article V of the Constitution of the United States of America, for the sole and limited purpose of proposing an amendment or amendments to the Constitution of the United States of America to address concerns raised by the decision of the United States Supreme Court in the case of Citizens United v. Federal Election Commission.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 14—

BY REPRESENTATIVE RICHARD

A CONCURRENT RESOLUTION

To apply to the United States Congress, under the provisions of Article V of the Constitution of the United States, for the calling of a convention of the states limited to proposing amendments to the Constitution of the United States that impose fiscal restraints on the federal government, limit the power and jurisdiction of the federal government, and limit the terms of office for its officials and for members of congress.

Read by title.

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

House Bills and Joint Resolutions on Second Reading to be Referred

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

HOUSE BILL NO. 54—

BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 11:42(B)(introductory paragraph) and (2), relative to certain unfunded accrued liabilities of the Clerks of Court Retirement and Relief Fund; to provide with respect to payments on such debt; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 907—

BY REPRESENTATIVE LEBAS

AN ACT

To amend and reenact R.S. 11:710(B)(1)(b), relative to the reemployment of retirees of the Teachers' Retirement System of Louisiana; to provide relative to the earnings limitation applicable to retirees who return to work as substitute classroom teachers; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 908—

BY REPRESENTATIVE PEARSON

AN ACT

To enact R.S. 11:102.4, relative to payment of certain unfunded accrued liability of the Teachers' Retirement System of Louisiana; to provide relative to calculation and distribution of minimum foundation program funds; to provide relative to the powers and duties of the Department of Education; to provide relative to the powers and duties of the board of trustees of the retirement system; to provide relative to the calculation of employer contribution rates; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 909—
 BY REPRESENTATIVES ANDERS, SCHEXNAYDER, AND PUGH AND
 SENATOR MARTINY

AN ACT

To amend and reenact R.S. 42:2 and R.S. 48:1805(B)(2) and to repeal R.S. 42:3.2, relative to limitations on terms and service of board and commission members; to remove a term and service limitation of general applicability on executive branch board and commission members; to remove certain references thereto; and to provide for related matters.

Read by title.

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

Motion

On motion of Rep. Magee, the Committee on Civil Law and Procedure was discharged from further consideration of House Bill No. 769.

HOUSE BILL NO. 769—

BY REPRESENTATIVE MAGEE

AN ACT

To enact R.S. 9:5363.1(H), relative to abandoned mobile homes; to authorize certain persons to take possession; to provide for procedures; and to provide for related matters.

Read by title.

Motion

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

Suspension of the Rules

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

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on
 Health and Welfare

March 16, 2016

To the Speaker and Members of the House of Representatives:

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

House Bill No. 107, by Willmott
 Reported with amendments. (14-0)

House Bill No. 237, by Willmott
 Reported with amendments. (14-0)

House Bill No. 475, by Hoffmann
 Reported with amendments. (11-0)

House Bill No. 482, by Jefferson
 Reported with amendments. (14-0)

House Bill No. 485, by Johnson, R.
 Reported favorably. (12-0)

House Bill No. 486, by Johnson, R.
 Reported favorably. (13-0)

House Bill No. 494, by Moreno
 Reported favorably. (15-0)

House Bill No. 680, by Moreno
 Reported with amendments. (12-0)

House Bill No. 763, by Carpenter
 Reported with amendments. (15-0)

FRANK A. HOFFMANN
 Chairman

Report of the Committee on
 House and Governmental Affairs

March 16, 2016

To the Speaker and Members of the House of Representatives:

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

House Bill No. 275, by Miller, G. (Joint Resolution)
 Reported favorably. (8-0)

House Bill No. 377, by Danahay
 Reported favorably. (9-0)

House Bill No. 529, by Danahay
 Reported favorable w/recommendation to recommit to
 Appropriations. (9-0)

MICHAEL E. DANAHAY
 Chairman

Report of the Committee on
 Natural Resources and Environment

March 16, 2016

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Natural Resources and Environment to submit the following report:

House Bill No. 214, by Harris, L.
 Reported favorably. (14-0)

House Bill No. 323, by Jackson
 Reported with amendments. (16-0)

House Bill No. 622, by Morris, Jim
 Reported favorably. (16-0)

STUART J. BISHOP
 Chairman

Suspension of the Rules

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

**Petitions, Memorials, and
 Communications**

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

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

March 16, 2016

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

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

Senate Concurrent Resolution No. 10

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.

Privileged Report of the Committee on Enrollment

March 16, 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 Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 10—
BY REPRESENTATIVES LEBAS AND MONTOUCET
A RESOLUTION

To commend the Louisiana Physical Therapy Association for its outstanding achievements and to designate March 14 through March 18, 2016, as Louisiana Physical Therapy Association Week.

Respectfully submitted,

CHRIS HAZEL
Chairman

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

Privileged Report of the Committee on Enrollment

March 16, 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 Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 5—

BY REPRESENTATIVE BARRAS
A CONCURRENT RESOLUTION

To invite Chief Justice Bernette Joshua Johnson of the Louisiana Supreme Court to address a joint session of the legislature.

Respectfully submitted,

CHRIS HAZEL
Chairman

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

Leave of Absence

Rep. Shadoin - 2 days

Rep. Jay Morris - 1 day

Adjournment

On motion of Rep. Billiot, at 4:29 P.M., the House agreed to adjourn until Thursday, March 17, 2016, at 1:00 P.M.

The Speaker of the House declared the House adjourned until 1:00 P.M., Thursday, March 17, 2016.

ALFRED W. SPEER
Clerk of the House