

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

FIRST DAY'S PROCEEDINGS

**Thirty-fifth Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974**

House of Representatives
State Capitol
Baton Rouge, Louisiana

Friday, December 8, 2006

The House of Representatives was called to order at 5:00 P.M.,
by the Honorable Joe R. Salter, Speaker of the House of
Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	Fannin	Montgomery
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Ansardi	Gallot	Pierre
Arnold	Geymann	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	Ritchie
Beard	Harris	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Schneider
Burns	Honey	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Chandler	Johns	St. Germain
Crane	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Townsend
Damico	Kleckley	Trahan
Daniel	LaBruzzo	Triche
Dartez	LaFleur	Tucker
DeWitt	LaFonta	Waddell
Doerge	Lambert	Walker
Dorsey	Lancaster	Walsworth
Dove	Marchand	White
Downs	Martiny	Winston

Durand
Erdey
Total - 92

McDonald
McVea

ABSENT

Wooton

Barrow
Bruneau
Farrar
Total - 8

Heaton
Pinac
Pitre

Scalise
Toomy

The Speaker announced that there were 92 members present and
a quorum.

Prayer

Prayer was offered by Dr. Ken Ward.

In Memoriam

Representative Roy "Hoppy" Hopkins
1943 - 2006
District 1

Louisiana House of Representatives
1987 - 2006
Died in Oil City, Louisiana, on November 23, 2006

Pledge of Allegiance

Rep. Jane Smith led the House in reciting the Pledge of
Allegiance to the Flag of the United States of America.

**Petitions, Memorials and
Communications**

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

Message from the Secretary of State

The following message from the Secretary of State was received
and read:

State of Louisiana

SECRETARY OF STATE

December 4, 2006

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

Ladies and Gentlemen:

I have the honor to hand you herewith a certified copy of the
Proclamation by her Excellency, Kathleen Babineaux Blanco,
Governor of the State of Louisiana, dated December 2, 2006,
designating certain objects to be considered at the Extraordinary
Session of the Legislature of Louisiana, to be convened at 5:00
o'clock P.M. on the 8th day of December, 2006, and ending no later
than midnight on the 17th day of December, 2006.

Sincerely,

JAY DARDENNE
Secretary of State

**United States of America
STATE OF LOUISIANA
Jay Dardenne
Secretary of State**

As Secretary of State of the State of Louisiana, I do hereby
certify that the attached pages contain a true and correct copy of the
Proclamation by Her Excellency, Kathleen Babineaux Blanco,

Page 2 HOUSE

1st Day's Proceedings - December 8, 2006

Governor of the State of Louisiana, dated December 2, 2006, hereby call and convene the Legislature of Louisiana into Extraordinary Session to convene at the State Capitol, in the city of Baton Rouge, Louisiana during ten calendar days, beginning at 5:00 o'clock P.M. on the eighth day of December, 2006, and ending no later than midnight on the seventeenth day of December, 2006.

In testimony whereof, I have hereunto set my hand and caused the Seal of my Office to be affixed at the City of Baton Rouge on this, the 4th day of December, 2006.

JAY DARDENNE
Secretary of State

State of Louisiana EXECUTIVE DEPARTMENT

PROCLAMATION NO. 81 KBB 2006

CONVENING OF LEGISLATURE IN EXTRAORDINARY SESSION

By virtue of the authority vested in me by Paragraph B of Section 2 of Article III of the Constitution of Louisiana, I, Kathleen Babineaux Blanco, Governor of the State of Louisiana, HEREBY CALL AND CONVENE THE LEGISLATURE OF LOUISIANA INTO EXTRAORDINARY SESSION to convene at the State Capitol, in the City of Baton Rouge, Louisiana, during ten calendar days, beginning at 5 o'clock P.M. on the eighth day of December, 2006, and ending no later than midnight on the 17th day of December, 2006. The power to legislate at such session shall be limited, under penalty of nullity, to the following specified enumerated objects:

- Item No. 1** To legislate relative to providing for reimbursement and payment of or for offsetting of assessments levied by Louisiana Citizens Property Insurance Corporation; providing for the reimbursement and payment of surcharges applied to policyholders as a result of assessments levied by Louisiana Citizens Property Insurance Corporation; and to appropriate to reimburse, pay, or both the surcharges applied to policyholders as a result of assessments levied by Louisiana Citizens Property Insurance Corporation; and to appropriate to offset assessments levied by Louisiana Citizens Property Insurance Corporation; and to provide for related matters.
- Item No. 2** To amend R.S. 22:1065 and 1265(A)(2) to provide for disposition of the avails of certain taxes related to the sale of insurance products for surplus line coverages; to provide for the disposition of the avails of certain annual license taxes related to the sale of insurance products for fire, marine, transportation, casualty, surety, or other coverages; and to provide for related matters.
- Item No. 3** To amend R.S. 22:1430.2(B)(1) to provide that the state may budget for or provide general fund appropriations to the Louisiana Citizens Property Insurance Corporation; and to provide for related matters.
- Item No. 4** To make supplemental appropriations for Fiscal Year 2006-2007; and to provide for related matters.
- Item No. 5** To provide for supplemental capital outlay appropriations for purposes of the comprehensive state capital budget; and to provide for related matters.

- Item No. 6** To legislate with regard to changing the expenditure limit for fiscal year 2006 - 2007; and to provide for related matters.
- Item No. 7** To legislate relative to the creation and establishment of and for the deposit into and use of certain monies in dedicated funds in the state treasury; and to provide for related matters.
- Item No. 8** To legislate with respect to extra compensation and supplemental pay for firemen, police officers, law enforcement officers providing police services, and deputy sheriffs; and to provide for related matters.
- Item No. 9** To appropriate from monies designated as nonrecurring in the official revenue forecast for fiscal year 2006 - 2007 for payments against the unfunded accrued liability of the public retirement systems which are in addition to any payments required for the annual amortization of the unfunded accrued liability of the public retirement systems; and to provide for related matters.
- Item No. 10** To legislate relative to the State Emergency Response Fund and making appropriations from the State Emergency Response Fund; and to provide for related matters.
- Item No. 11** To legislate to create and establish the Louisiana Interoperability Communications Fund in the State Treasury and relative to the deposit into and use of certain monies in the fund; and to provide for related matters.
- Item No. 12** To amend R.S. 47:297 with respect to a child income tax credit; and to provide for related matters.
- Item No. 13** To legislate with respect to an income tax credit for transportation costs for sugar cane farmers; and to provide for related matters.
- Item No. 14** To legislate with respect to an individual income tax credit for home mortgage interest and points claimed on a taxpayer's federal income tax return; and to provide for related matters.
- Item No. 15** To legislate with respect to an individual income tax credit for gifts to charity claimed on a taxpayer's federal income tax return; and to provide for related matters.
- Item No. 16** To legislate with respect to an individual income tax credit for casualty and theft losses claimed on a taxpayer's federal income tax return; and to provide for related matters.
- Item No. 17** To legislate with respect to an individual income tax credit for medical and dental expenses claimed on a taxpayer's federal income tax return; and to provide for related matters.
- Item No. 18** To legislate with respect to the manufacturing machinery and equipment sales tax exclusion; and to provide for related matters.
- Item No. 19** To legislate with respect to exemption from the corporate franchise tax for certain borrowed capital for corporations for extraordinary debt incurred; and to provide for related matters.

- Item No. 20** To legislate with respect to exempt from taxation the sale or use of natural gas, water, steam, and electricity sold for non-residential use and consumption; and to provide for related matters.
- Item No. 21** To amend R.S. 47:305.51 with respect to the exemption from sales and use taxes applied to utilities purchased by steelworks, blast furnaces, coke ovens, and rolling mills; and to provide for related matters.
- Item No. 22** To legislate with respect to exempt from sale and use taxes commercial trucks over 80,000 pounds gross vehicle weight rating registered with apportioned plates through the international registration plan and semi-trailers used in conjunction with such trucks; and to provide for related matters.
- Item No. 23** To legislate with respect to financing single premium insurance in connection with residential mortgage loan transaction; and to provide for related matters.
- Item No. 24** To legislate relative to providing notice to the owner of an abandoned motor vehicle subject to sale by a municipality or parochial authority; and to provide for related matters.
- Item No. 25** To amend R.S. 47:2401(B) and R.S. 47:2417 with respect to date of death and judicially opening a succession for inheritance tax purposes; and to provide for related matters.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the City of Baton Rouge, on this 2nd day of December, 2006.

KATHLEEN BABINEAUX BLANCO
Governor of Louisiana

ATTEST BY THE GOVERNOR

JAY DARDENNE
Secretary of State

Message from the Secretary of State

The following message from the Secretary of State was received and read:

State of Louisiana

SECRETARY OF STATE

November 16, 2006

To the Clerk of the House of Representatives
State of Louisiana

Ladies and Gentlemen:

I have the honor to submit to you the name of "Andy" Anders who has been duly elected to fill the vacancy occurring in your Honorable Body caused by the resignation of Bryant O. Hammett, Jr.

"Andy" Anders has been officially proclaimed duly and legally elected as State Representative from the 21st Representative District of the State of Louisiana.

With best wishes,

JAY DARDENNE
Secretary of State

United States of America
STATE OF LOUISIANA
Jay Dardenne
Secretary of State

As Secretary of State of the State of Louisiana, I do hereby certify that the following candidate is declared elected by the people to the office set above his name.

State Representative "Andy" Anders, Representative of District 21.

In testimony whereof, I have hereunto set my hand and caused the seal of my office to be affixed at the city of Baton Rouge on November 16, 2006.

JAY DARDENNE
Secretary of State

Oath of Office

Mr. Anders presented himself before the bar of the House and took the following oath:

"I, Andy Anders, do solemnly swear that I will support the constitution and laws of the United States and the constitution and laws of this state and that I will faithfully and impartially discharge and perform all the duties incumbent upon me as a member of the House of Representatives according to the best of my ability and understanding, so help me God".

Message from the Secretary of State

The following message from the Secretary of State was received and read:

State of Louisiana

SECRETARY OF STATE

November 16, 2006

To the Clerk of the House of Representatives
State of Louisiana

Ladies and Gentlemen:

I have the honor to submit to you the name of "J. P." Morrell, who has been duly elected to fill the vacancy occurring in your Honorable Body caused by the resignation of Arthur A. Morrell.

"J. P." Morrell has been officially proclaimed duly and legally elected as State Representative from the 97th Representative District of the State of Louisiana.

With best wishes,

JAY DARDENNE
Secretary of State

United States of America
STATE OF LOUISIANA
Jay Dardenne
Secretary of State

As Secretary of State of the State of Louisiana, I do hereby certify that the following candidate is declared elected by the people to the office set above his name.

State Representative "J. P." Morrell, Representative of District 97.

Page 4 HOUSE

1st Day's Proceedings - December 8, 2006

In testimony whereof, I have hereunto set my hand and caused the seal of my office to be affixed at the city of Baton Rouge on November 16, 2006.

JAY DARDENNE
Secretary of State

Oath of Office

Mr. Morrell presented himself before the bar of the House and took the following oath:

"I, J. P. Morrell, do solemnly swear that I will support the constitution and laws of the United States and the constitution and laws of this state and that I will faithfully and impartially discharge and perform all the duties incumbent upon me as a member of the House of Representatives according to the best of my ability and understanding, so help me God".

Motion

On motion of Rep. Dorsey, the Speaker appointed the following special committee to notify the Governor that the House is convened and prepared to transact business: Reps. Quezaire, Hill, Fauchaux, Walker, and Ritchie.

Motion

On motion of Rep. Dorsey, the Speaker appointed the following special committee to notify the Senate that the House is convened and prepared to transact business: Reps. Alario, Morrish, Schneider, Winston, and Elcie Guillory.

Louisiana House of Representatives

November 13, 2006

Honorable Joe R. Salter, Speaker
Speaker of the House
Louisiana State House of Representatives
900 North Third Street
Baton Rouge, LA 70802

Dear Mr. Speaker:

As you know, I was the sole qualifier for the vacant Senate District 24. I am elated that I will have the opportunity to serve in the Louisiana State Senate and to fill the shoes of my father, Don Cravins, Sr. I have enjoyed serving the fine citizens of District 40 in the Louisiana House of Representatives and look forward to continuing such representation in the Senate.

As a result of my unopposed victory, today I am tendering my resignation from the Louisiana State House of Representatives effective November 17, 2006. I have enjoyed working in the House of Representatives and hope that during my tenure, I was able to make a positive difference in this State. I wish the Louisiana House of Representatives much success and Godspeed in all of its endeavors to better the State of Louisiana and I look forward to continue working with all of my colleagues in the House. May God bless you, the Louisiana House of Representatives and the State of Louisiana.

Very truly yours,

DONALD R. CRAVINS, JR.

State Representative, District 40
Senator-Elect, District 24

Louisiana House of Representatives

November 27, 2006

Joe R. Salter, Speaker
House of Representatives
P. O. Box 94062
Baton Rouge, Louisiana 70804

Dear Mr. Speaker:

Please accept this as my letter of resignation from the Louisiana House of Representatives, District 04, to be effective upon taking my oath as Mayor of Shreveport on Tuesday, November 28, 2006.

Thank you very much.

Sincerely yours,

Cedric B. Glover

Secretary of the Senate
Room 3044, State Capitol
Sacramento, CA 95814

July 20, 2006

The Honorable Joe R. Salter
Speaker of the House
PO Box 94062
Baton Rouge, LA 70804

Dear Speaker Salter:

By direction of the Senate, I am transmitting herewith a copy of Senate Joint Resolution Number 30 which was adopted by the California Legislature.

Sincerely,

Gregory Schmidt
Secretary of the Senate

Senate Joint Resolution No. 30

RESOLUTION CHAPTER 79

Senate Joint Resolution No. 30—Relative to alcoholic beverages.

[Filed with Secretary of State June 30, 2006.]

LEGISLATIVE COUNSEL'S DIGEST

SJR 30, Chesbro. Alcoholic beverages: interstate shipment of wine.

This measure would request the Governor and Legislature of each state to enact legislation that permits out-of-state wineries to ship wines directly to consumers in their state on equal terms as in-state wineries, and that provides for the collection of applicable state taxes from these out-of-state wineries.

This measure would also memorialize the Governor and Legislature of each state to enact legislation that promotes commerce by maximizing statutory and regulatory uniformity for direct-to-consumer wine sales between the states and minimizing the expense and complexity of shipping wine from wineries directly to consumers.

WHEREAS, Wine is California's number one finished agricultural product, and grapes rank among the state's top agricultural products, and 90 percent of all American wines are made in California; and

WHEREAS, California wineries shipped an estimated total of 260,000,000 cases of wine in 2004; and

WHEREAS, The California wine industry contributes more than \$45 billion to the state's economy, and employs more than 200,000 people; and

WHEREAS, The wine industry creates additional jobs in other industries which support wine production, including businesses that service and supply the industry, those which distribute the product at the wholesale and retail levels, and tourism in California's wine producing regions; and

WHEREAS, There are over 1,367 wineries and more than 4,805 grape growers in California; and

WHEREAS, The growth of the wine industry and its ability to compete globally depends on a business climate that fosters success; and

WHEREAS, The innovation and spirit of small producers drives the entire industry to improve and progress; and

WHEREAS, California receives \$1.9 billion in taxes and other business licenses and fees, and the federal government, other states, and local municipalities collect an additional \$3.7 billion in tax revenue per year from the California wine industry; and

WHEREAS, There are nearly 4,000 wineries in the United States; and

WHEREAS, There are wineries in all 50 states; and

WHEREAS, At the end of the Prohibition era, the Twenty-first Amendment to the United States Constitution was enacted, which permits each state to regulate the sale and distribution of alcoholic beverage products within its borders; and

WHEREAS, The purpose of the Twenty-first Amendment was to allow each state to enact laws that were responsive to local sensibilities, but preserved interstate commerce; and

WHEREAS, The May 16, 2005, United States Supreme Court decision *Granholt v. Heald* resolved the question, "Does a State's regulatory scheme that permits in-state wineries directly to ship alcohol to consumers but restricts the ability of out-of-state wineries to do so violate the dormant Commerce Clause in light of § 2 of the Twenty-first Amendment?"; and

WHEREAS, The United States Supreme Court held in *Granholt v. Heald* that "the States have broad power to regulate liquor under § 2 of the Twenty-first Amendment. This power, however, does not allow States to ban, or severely limit, the direct shipment of out-of-state wine while simultaneously authorizing direct shipment by in-state producers. If a State chooses to allow direct shipment of wine, it must do so on evenhanded terms. Without demonstrating the need for discrimination, New York and Michigan have enacted regulations that disadvantage out-of-state wine producers. Under our Commerce Clause jurisprudence, these regulations cannot stand."; and

WHEREAS, In order to reach consumers in other states, many small and medium-sized California wineries have turned to direct marketing and shipping of their wines to consumers in other states; and

WHEREAS, These wineries have offered voluntarily to have their direct marketing and shipping regulated by other states to ensure

that those states collect the same taxes that wines sold through the three-tier system must pay, that direct deliveries would be made only to adults, and that direct deliveries are not made in "dry" areas, as defined under the laws of each state; and

WHEREAS, California expeditiously enacted a law to open direct shipping of wine to consumers without limitation through a simple permit system to comply with the requirements of *Granholt v. Heald*; now, therefore, be it

Resolved by the Senate and the Assembly of the State of California, jointly, That the Legislature of the State of California respectfully requests the Governor and Legislature of each of the other 49 states to swiftly enact legislation that permits wineries in their state, and wineries in the other 49 states to ship wines to consumers in their state on equal terms without discrimination by size or other criteria, and that provides for the uncomplicated collection of applicable state taxes and reporting from all wineries that ship products directly into the state to their customers; and be it further

Resolved, That the Legislature respectfully requests the Governor and Legislature of each of the other 49 states to enact legislation that promotes commerce by maximizing statutory and regulatory uniformity and simplicity for direct-to-consumer wine sales between the states and minimizing the expense and complexity of shipping wine from wineries directly to consumers; and be it further

Resolved, That the Secretary of the Senate transmit copies of this resolution to the Governor and presiding officers of each house of the Legislature of each state.

Committee from the Senate

A special committee from the Senate notified the House that the Senate has convened and is prepared to transact business.

The Speaker thanked and dismissed the committee.

Reports of Special Committees

The special committee appointed to notify the Governor that the House had convened and was prepared to transact business reported that it had performed that duty.

The special committee appointed to notify the Senate that the House had convened and was prepared to transact business reported that it had performed that duty.

The Speaker thanked and discharged the committees.

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

December 8, 2006

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 No. 1

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Dorsey, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 1—

BY SENATOR BAJOE

A CONCURRENT RESOLUTION

To invite the Honorable Kathleen Babineaux Blanco, Governor of Louisiana, to address a joint session of the legislature.

Read by title.

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

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. 1—

BY REPRESENTATIVES MONTGOMERY, SALTER, ALARIO, ALEXANDER, ANDERS, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON

A RESOLUTION

To express sincere and heartfelt condolences upon the death of the Honorable Roy "Hoppy" Hopkins and to recognize his enduring legacy of dedicated and highly effective public service.

Read by title.

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

HOUSE RESOLUTION NO. 2—

BY REPRESENTATIVE DORSEY

A RESOLUTION

To adopt House Rule 4.9 of the Rules of Order of the House of Representatives to provide for a memorial delegation representing the House of Representatives at funeral services of a person who served as a member of the House of Representatives; to provide relative to the activities of such a delegation and procedures therefor; and to provide for related matters.

Read by title.

On motion of Rep. Dorsey, and under a suspension of the rules, the above resolution was referred to the Committee on House and Governmental Affairs, under the rules.

HOUSE RESOLUTION NO. 3—

BY REPRESENTATIVE LAFONTA

A RESOLUTION

To commend the members of the Dillard University women's volleyball team for their strength, determination, and unity in the aftermath of Hurricane Katrina.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 1—

BY REPRESENTATIVES MONTGOMERY, SALTER, ALARIO, ALEXANDER, ANDERS, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of the Honorable Roy "Hoppy" Hopkins and to recognize his enduring legacy of dedicated and highly effective public service.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 2—

BY REPRESENTATIVE MONTGOMERY

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Anthony G. "Tony" Sardisco of Shreveport.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 3—

BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To adopt Joint Rule No. 5 of the Joint Rules of the Senate and House of Representatives to provide for audio and video broadcast of legislative proceedings and for the creation, nature, and maintenance of records thereof.

Read by title.

On motion of Rep. Crowe, and under a suspension of the rules, the above resolution was referred to the Committee on House and Governmental Affairs, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 4—

BY REPRESENTATIVES HUTTER, BARROW, BAUDOIN, BOWLER, BRUCE, K. CARTER, DARTEZ, DOERGE, DORSEY, DURAND, GRAY, JEFFERSON, KATZ, MARCHAND, JANE SMITH, ST. GERMAIN, WALKER, AND WINSTON AND SENATORS BAJOE, BROOME, CHEEK, DUPLESSIS, JACKSON, MOUNT, AND QUINN

A CONCURRENT RESOLUTION

To commend the Tulane Xavier National Center of Excellence in Women's Health upon receiving the prestigious designation of

"Ambassador for Change" from the United States Department of Health and Human Services.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 5—

BY REPRESENTATIVE DANIEL

A CONCURRENT RESOLUTION

To urge and request that the Honorable Kathleen Babineaux Blanco, Governor of the State of Louisiana, publicly state her opposition to the relocation of an additional riverboat to East Baton Rouge Parish and to urge and request that the Louisiana Gaming Control Board not approve any relocation of an additional riverboat in East Baton Rouge Parish.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 6—

BY REPRESENTATIVES ALARIO, SALTER, DORSEY, TOWNSEND, AND DEWITT

A CONCURRENT RESOLUTION

To direct the commissioner of administration to change the expenditure limit for 2006-2007 Fiscal Year.

Read by title.

On motion of Rep. Alario, and under a suspension of the rules, the above resolution was referred to the Committee on Appropriations, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 7—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to create a federal catastrophe fund.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 8—

BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To commend the New Orleans Saints for their outstanding achievements during the 2006-2007 season and for the hope and happiness that the team has brought to New Orleans following Hurricane Katrina.

Read by title.

On motion of Rep. Marchand, 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 entitled House Bills and Joint Resolutions which were read the first time by their titles and, under a suspension of the rules, were referred to committee as follows:

HOUSE BILL NO. 1—

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1) and (2)(a), and 2218.8(B) and (G), relative to fire and police departments; to provide with respect to extra compensation and supplemental pay for firemen, police officers, law enforcement officers of certain state agencies and political subdivisions providing police services within certain municipalities, deputy sheriffs, and full-time deputy sheriffs employed as field representatives or process servers; to increase such extra compensation of supplemental pay; to provide for effectiveness; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2—

BY REPRESENTATIVE DOVE

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for 2006-2007 Fiscal Year to the Barrier Island Stabilization and Preservation 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 Appropriations.

HOUSE BILL NO. 3—

BY REPRESENTATIVE BURNS

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for certain casualty and theft losses; 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.

HOUSE BILL NO. 4—

BY REPRESENTATIVES GEYMAN, KLECKLEY, MORRISH, AND JOHNS

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for a percentage of certain federal itemized deductions; 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.

HOUSE BILL NO. 5—

BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact R.S. 47:602(A) and (G), 605(C), and 609(A) and to repeal R.S. 47:603, relative to the corporation franchise tax; to exclude borrowed capital from taxable capital; 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.

Page 8 HOUSE

1st Day's Proceedings - December 8, 2006

HOUSE BILL NO. 6—

BY REPRESENTATIVE LABRUZZO
AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide for a child tax credit; 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.

HOUSE BILL NO. 7—

BY REPRESENTATIVE LABRUZZO
AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for certain disaster-related casualty losses claimed on federal itemized deductions; 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.

HOUSE BILL NO. 8—

BY REPRESENTATIVE SCALISE
AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for a percentage of certain federal itemized deductions; 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.

HOUSE BILL NO. 9—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for 2006-2007 Fiscal Year for additional payments on the initial Unfunded Accrued Liability of the Louisiana State Employees' Retirement System and of the Teachers' Retirement System of Louisiana; 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 Appropriations.

HOUSE BILL NO. 10—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for 2006-2007 Fiscal Year for payments against the Unfunded Accrued Liability of the Louisiana State Employees' Retirement System and the Teachers' Retirement System of Louisiana; 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 Appropriations.

HOUSE BILL NO. 11—

BY REPRESENTATIVE JACK SMITH
AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for a percentage of certain federal itemized deductions; 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.

HOUSE BILL NO. 12—

BY REPRESENTATIVE ST. GERMAIN AND SENATOR B. GAUTREAUX
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for 2006-2007 Fiscal Year for payments against the initial Unfunded Accrued Liability of the Louisiana State Employees' Retirement System and of the Teachers' Retirement System of Louisiana; 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 Appropriations.

HOUSE BILL NO. 13—

BY REPRESENTATIVE STRAIN
AN ACT

To amend and reenact R.S. 47:2401(B) and 2451(A), relative to the inheritance tax; to provide that no tax shall be due when the date of death occurs after June 30, 2004; to provide for refunds; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 14—

BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1) and (2)(a), and 2218.8(B) and (G), relative to extra compensation and supplemental pay for firemen, police officers, law enforcement officers providing police services, and deputy sheriffs; to increase such extra compensation and supplemental pay; 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 Appropriations.

HOUSE BILL NO. 15—

BY REPRESENTATIVE TUCKER
AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for certain casualty and theft losses; 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.

HOUSE BILL NO. 16—

BY REPRESENTATIVE TUCKER

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for a percentage of certain federal itemized deductions; 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.

HOUSE BILL NO. 17—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1) and (2)(a), and 2218.8(B) and (G), relative to extra compensation and supplemental pay for firemen, police officers, law enforcement officers providing police services, and deputy sheriffs; to increase such extra compensation and supplemental pay for firemen, police officers, law enforcement officers of certain state agencies and political subdivisions providing police services within certain municipalities, deputy sheriffs, and full-time deputy sheriffs employed as field representatives or process servers; to provide for extra compensation for commissioned law enforcement officers of the Department of Wildlife and Fisheries and commissioned law enforcement officers of the Department of Public Safety and Corrections, excluding those in state police service; 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 Appropriations.

HOUSE BILL NO. 18—

BY REPRESENTATIVE M. POWELL

AN ACT

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1) and (2)(a), and 2218.8(B) and (G), relative to extra compensation and supplemental pay for firemen, police officers, law enforcement officers providing police services, and deputy sheriffs; to increase such extra compensation and supplemental pay; 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 Appropriations.

HOUSE BILL NO. 19—

BY REPRESENTATIVES FANNIN, LAMBERT, AND MCDONALD

AN ACT

To provide for a supplemental capital outlay appropriation for 2006-2007 Fiscal Year for the comprehensive state capital outlay budget to the Department of Transportation and Development for the Non-Federal Aid Eligible Highways Program; 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 Appropriations.

HOUSE BILL NO. 20—

BY REPRESENTATIVE RICHMOND

AN ACT

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1) and (2)(a), and 2218.8(B) and (G), relative to extra compensation and supplemental pay for firemen, police officers, law enforcement officers providing police services, and deputy sheriffs; to

increase such extra compensation and supplemental pay for firemen, police officers, law enforcement officers of certain state agencies and political subdivisions providing police services within certain municipalities, deputy sheriffs, and full-time deputy sheriffs employed as field representatives or process servers; to provide for extra compensation for commissioned law enforcement officers of the Department of Wildlife and Fisheries and commissioned law enforcement officers of the Department of Public Safety and Corrections, excluding those in state police service; 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 Appropriations.

HOUSE BILL NO. 21—

BY REPRESENTATIVES DEWITT, SALTER, DORSEY, TOWNSEND, AND ALARIO

AN ACT

To enact R.S. 47:6025, relative to tax credits; to provide for a refundable transportation credit to certain farmers from income taxes; 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.

HOUSE BILL NO. 22—

BY REPRESENTATIVE ROBIDEAUX

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for a percentage of certain federal itemized deductions; 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.

HOUSE BILL NO. 23—

BY REPRESENTATIVE LAMBERT AND SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 47:481 and 48:196(A), relative to state funds; to provide for the deposit of monies into the State Highway Improvement 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 Appropriations.

HOUSE BILL NO. 24—

Withdrawn from the files of the House prior to introduction.

HOUSE BILL NO. 25—

BY REPRESENTATIVES TOWNSEND, SALTER, ALARIO, AND DORSEY

AN ACT

To amend and reenact R.S. 47:2417 and Code of Civil Procedure Article 2951(C)(1) and to enact R.S. 47:2401(B)(4), relative to the inheritance tax; to provide relative to date of death and the judicial opening of a succession for inheritance tax purposes; to authorize the secretary of the Department of Revenue to compromise the tax under certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

Page 10 HOUSE

1st Day's Proceedings - December 8, 2006

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

HOUSE BILL NO. 26—
BY REPRESENTATIVES TOWNSEND, SALTER, ALARIO, AND DORSEY
AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for certain home mortgage interest and points; 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.

HOUSE BILL NO. 27—
BY REPRESENTATIVES TOWNSEND, SALTER, ALARIO, AND DORSEY
AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for a percentage of certain federal itemized deductions claimed for medical and dental expenses; 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.

HOUSE BILL NO. 28—
BY REPRESENTATIVES TOWNSEND, SALTER, ALARIO, AND DORSEY
AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for certain casualty and theft losses; 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.

HOUSE BILL NO. 29—
BY REPRESENTATIVES TOWNSEND, SALTER, ALARIO, AND DORSEY
AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for certain charitable deductions; 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.

HOUSE BILL NO. 30—
BY REPRESENTATIVES TOWNSEND, SALTER, ALARIO, AND DORSEY
AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for a percentage of certain federal itemized deductions; 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.

HOUSE BILL NO. 31—
BY REPRESENTATIVES ALARIO, SALTER, DORSEY, AND TOWNSEND
AN ACT

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1) and (2)(a), and 2218.8(B) and (G), relative to fire and police departments; to provide with respect to extra compensation and supplemental pay for firemen, police officers, law enforcement officers of

certain state agencies and political subdivisions providing police services within certain municipalities, deputy sheriffs, and full-time deputy sheriffs employed as field representatives or process servers; to increase such extra compensation of supplemental pay; to provide for effectiveness; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 32—
BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 22:1065 and 1265(A)(2), relative to insurance premium taxes; to reduce the amount of the tax on certain types of insurance policies; to delete certain obsolete provisions; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 33—
BY REPRESENTATIVE BALDONE
AN ACT

To provide for a supplemental capital outlay appropriation for 2006-2007 Fiscal Year for the comprehensive state capital outlay budget to the parish of Terrebonne for planning and construction of the Bayou Side Bridge in Terrebonne Parish; 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 Appropriations.

HOUSE BILL NO. 34—
BY REPRESENTATIVES TOWNSEND, SALTER, ALARIO, AND DORSEY
AN ACT

To amend and reenact R.S. 47:331(P)(2) and to enact R.S. 47:302(U), relative to the sales and use tax; to provide for the effectiveness and applicability of the exemptions for electric power or energy, natural gas, water, and steam; to reduce the sales tax rates on electric power or energy, natural gas, water, and steam; 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.

HOUSE BILL NO. 35—
BY REPRESENTATIVES TOWNSEND, SALTER, ALARIO, DORSEY, AND FAUCHEUX
AN ACT

To amend and reenact R.S. 47:305.51, relative to sales and use tax exemptions; to provide for the effectiveness of the exemption for utilities purchased by certain steelworks, blast furnaces, coke ovens, and rolling mills; 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.

HOUSE BILL NO. 36—

BY REPRESENTATIVE DOVE

AN ACT

To provide for supplemental appropriations out of the General Fund of the state of Louisiana for 2006-2007 Fiscal Year for coastal passes stabilization and restoration; 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 Appropriations.

HOUSE BILL NO. 37—

BY REPRESENTATIVE HUTTER

AN ACT

To provide for supplemental appropriations to the St. Bernard Parish School Board out of the General Fund of the state of Louisiana for 2006-2007 Fiscal Year for the payment of premiums for Office of Group Benefits insurance benefits to retirees; 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 Appropriations.

HOUSE BILL NO. 38—

BY REPRESENTATIVE HUTTER

AN ACT

To enact Subpart L 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. 39:100.35, relative to state funds; to establish the Citizens Insurance Debt Reduction Fund as a special treasury fund; to provide for the dedication, deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 39—

BY REPRESENTATIVE HUTTER

AN ACT

To amend and reenact R.S. 22:1430.2(B)(1) and 1430.17, relative to the Louisiana Citizens Property Insurance Corporation; to remove the prohibition against the state budgeting for or providing general fund appropriations to the corporation; to otherwise provide with respect to the state's contribution to the corporation; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 40—

BY REPRESENTATIVE HUTTER

AN ACT

To provide for supplemental appropriations out of the General Fund of the state of Louisiana for 2006-2007 Fiscal Year to the Louisiana Citizens Property Insurance Corporation for assistance with reserves and allocated reserves for reinsurance; 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 Appropriations.

HOUSE BILL NO. 41—

BY REPRESENTATIVE LABRUZZO

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for certain charitable contributions; 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.

HOUSE BILL NO. 42—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 22:15(C)(19), 1382(A)(3)(a)(iv), 1401, 1402, 1404, 1404.1, 1404.2, 1405(B)(2)(b), 1407, 1408, 1411, 1416, 1417(B)(introductory paragraph) and (1), 1422, 1430.5(A), 1430.11(D), 1430.14, 1441.7(C), 1441.10, 1441.21(D), and 2092.5.1(B) and R.S. 44:4(5)(a); to enact R.S. 22:1402.1, 1402.2, and 1402.3; and to repeal R.S. 22:15(C)(8), (E)(16), (F)(7), and (G)(7), 1401.1, 1405(B)(2)(c), 1406, 1410(B), 1417(B)(2), 1418, and 1450.3 and R.S. 36:686(C)(1), relative to insurance rating; to abolish the Louisiana Insurance Rating Commission and to transfer its powers, duties, and functions and those of the office of property and casualty of the Department of Insurance to the commissioner of insurance; to provide for a file and use system for insurance rating; to provide for definitions; to provide relative to competitive and noncompetitive markets; to provide for rating standards and methods; to provide for the membership of the board of directors of the Property Insurance Association of Louisiana, the governing committee of the Louisiana Automobile Insurance Plan, and the Louisiana Property and Casualty Insurance Commission; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 43—

BY REPRESENTATIVE DOVE

AN ACT

To provide for supplemental appropriations out of the General Fund of the state of Louisiana for 2006-2007 Fiscal Year for barrier islands and shorelines stabilization and restoration; 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 Appropriations.

HOUSE BILL NO. 44—

BY REPRESENTATIVE JACK SMITH

AN ACT

To enact R.S. 47:6025, relative to tax credits; to provide for a refundable transportation credit to certain farmers from income taxes; 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.

HOUSE BILL NO. 45—

BY REPRESENTATIVES HEBERT, K. CARTER, FARRAR, TOWNSEND, ALARIO, SALTER, AND DORSEY

AN ACT

To amend and reenact R.S. 22:1430.2(B)(1) and 1430.17, relative to the Louisiana Citizens Property Insurance Corporation; to

Page 12 HOUSE

1st Day's Proceedings - December 8, 2006

remove the prohibition against the state budgeting for or providing general fund appropriations to the corporation; to otherwise provide with respect to the state's contribution to the corporation; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 46—

BY REPRESENTATIVE HUTTER

AN ACT

To enact R.S. 22:1430.22, relative to state funds; to establish the Citizens Reserves and Reinsurance Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to require the state treasurer to make certain deposits into the fund under certain circumstances; to limit appropriations from the fund to purposes of Louisiana Citizens Property Insurance Corporation; 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 Appropriations.

HOUSE BILL NO. 47—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 47:293(7) and to enact R.S. 47:293(2) and (6)(a)(i), relative to the individual income tax; to provide for a deduction for excess federal itemized deductions; to provide for the effectiveness of such deduction; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

Rep. Dorsey moved that the bill be returned to the calendar.

As a substitute motion, Rep. Daniel moved that the bill be referred to the Committee on Ways and Means.

The bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 48—

BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit based upon certain federal itemized deductions; 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.

HOUSE BILL NO. 49—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for a percentage of certain federal itemized deductions; 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.

HOUSE BILL NO. 50—

BY REPRESENTATIVE ERDEY

A JOINT RESOLUTION

Proposing to amend Article VII, Section 10(D)(3)(a) and (c) of the Constitution of Louisiana, relative to the expenditure of state funds; to prohibit the reduction of state salary supplements for full-time law enforcement and fire protection officers; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 51—

BY REPRESENTATIVE GREENE

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide for a refundable child tax credit; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 52—

BY REPRESENTATIVES ALARIO, SALTER, DORSEY, AND TOWNSEND

AN ACT

To enact Subpart L 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. 39:100.35, relative to state funds; to establish the Louisiana Economic Development Infrastructure Fund as a special treasury fund; to provide for the dedication, deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 53—

BY REPRESENTATIVES TOWNSEND, SALTER, ALARIO, DORSEY, WADDELL, BAYLOR, BRUCE, BURRELL, DOERGE, GALLOT, MONTGOMERY, JANE SMITH, AND M. POWELL AND SENATORS CHEEK AND JACKSON

AN ACT

To enact Section 4(D) of Act No. 1 of the 2004 First Extraordinary Session of the Legislature, relative to the sales and use tax; to provide for effective dates; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 54—

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1), and 2218.8(B) and (G), relative to extra compensation and supplemental pay for firemen, police officers, and deputy sheriffs; to increase such extra compensation of supplemental pay; 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 Appropriations.

HOUSE BILL NO. 55—

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1), and 2218.8(B) and (G), relative to extra compensation and supplemental pay for firemen, police officers, and deputy sheriffs; to increase such extra compensation of supplemental pay; 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 Appropriations.

HOUSE BILL NO. 56—

BY REPRESENTATIVE JACK SMITH

AN ACT

To enact Subpart L 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. 39:100.35, relative to state funds; to establish the Louisiana Interoperability Communications Fund as a special fund in the state treasury; to provide for the dedication, deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 57—

BY REPRESENTATIVES THOMPSON, SALTER, ALARIO, DORSEY, AND TOWNSEND AND SENATOR BARHAM

AN ACT

To enact Subpart L 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. 39:100.41, relative to state funds; to establish the Louisiana Interoperability Communications Fund as a special fund in the state treasury; to provide for the dedication, deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 58—

BY REPRESENTATIVE LAFLEUR

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for a percentage of certain federal itemized deductions; 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.

HOUSE BILL NO. 59—

BY REPRESENTATIVES DORSEY, SALTER, ALARIO, AND TOWNSEND

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a child tax credit; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 60—

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 47:2417 and Code of Civil Procedure Article 2951(C)(1) and to enact R.S. 47:2401(B)(4), relative to the inheritance tax; to provide relative to date of death and the judicial opening of a succession for inheritance tax purposes; to authorize the secretary of the Department of Revenue to compromise the tax under certain circumstances; 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.

HOUSE BILL NO. 61—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 47:32(A)(2) and (3) and 293(7) and to enact R.S. 47: 293(2) and (6)(a)(i), relative to the individual income tax; to revise certain individual income tax brackets; to provide for a deduction for excess federal itemized deductions; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

Rep. Dorsey moved that the bill be returned to the calendar.

As a substitute motion, Rep. Schneider moved that the bill be referred to the Committee on Ways and Means.

The bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 62—

BY REPRESENTATIVE ARNOLD

AN ACT

To provide for supplemental appropriations out of the General Fund of the state of Louisiana for 2006-2007 Fiscal Year for operation of the Algiers/Canal Street ferry; 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 Appropriations.

HOUSE BILL NO. 63—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To enact Subpart L 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. 39:100.35, relative to state funds; to establish the Louisiana Reinsurance Development Fund as a special treasury fund; to provide for the dedication, deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

Page 14 HOUSE

1st Day's Proceedings - December 8, 2006

HOUSE BILL NO. 64—

BY REPRESENTATIVES WADDELL, BAYLOR, BRUCE, BURRELL,
DOERGE, GALLOT, MONTGOMERY, JANE SMITH, AND M. POWELL
AND SENATORS CHEEK AND JACKSON
AN ACT

To enact Section 4(D) of Act No. 1 of the 2004 First Extraordinary Session of the Legislature, relative to the sales and use tax; to provide for effective dates; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 65—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To provide for supplemental capital outlay appropriations for 2006-2007 Fiscal Year for the comprehensive state capital outlay budget for certain projects; 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 Appropriations.

HOUSE BILL NO. 66—

BY REPRESENTATIVES TOWNSEND AND ALARIO
AN ACT

To amend and reenact R.S. 47:602(A) and (G), 603, 605(C), and 609(A) and to repeal R.S. 47:603, relative to the corporation franchise tax; to accelerate the elimination of borrowed capital from taxable capital; 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.

HOUSE BILL NO. 67—

BY REPRESENTATIVES TOWNSEND AND ALARIO
AN ACT

To amend and reenact R.S. 47:301(3)(i)(i), (13)(k)(i), and (28)(a), relative to sales and use tax of the state and statewide political subdivisions; to provide for an accelerated reduction of the sales price, cost price, gross proceeds derived from a lease or rental, monthly lease or rental price paid, and the monthly lease or rental price contracted or agreed to by way of an exclusion of certain manufacturing machinery and equipment; 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.

HOUSE BILL NO. 68—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To provide for supplemental appropriations for 2006-2007 Fiscal Year from the General Fund of the state of Louisiana for the Louisiana Reinsurance Development 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 Appropriations.

HOUSE BILL NO. 69—

BY REPRESENTATIVES TOWNSEND AND MONTGOMERY AND
SENATOR KOSTELKA
AN ACT

To enact R.S. 47:305.56 and 337.9(D)(28), relative to the state and local sales and use tax; to provide for an exemption for purchase, use, or lease of certain trucks and trailers; 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.

HOUSE BILL NO. 70—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for 2006-2007 Fiscal Year for additional payments on the initial Unfunded Accrued Liability of the Louisiana State Employees' Retirement System and of the Teachers' Retirement System of Louisiana; 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 Appropriations.

HOUSE BILL NO. 71—

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 39:100.31(B) and Section 6(B) of Act No. 642 of the 2006 Regular Session of the Legislature, relative to special treasury funds; to provide relative to appropriations from the State Emergency Response Fund; to require Joint Legislative Committee of the Budget oversight over certain appropriations from the State Emergency Response Fund; to provide an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 72—

BY REPRESENTATIVES SALTER, DORSEY, ALARIO, AND TOWNSEND
AN ACT

To enact Subtitle XII of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:9100 through 9108, relative to providing a program for the reimbursement and payment of or for offsetting of assessments levied by Louisiana Citizens Property Insurance Corporation; to provide for the administration of the program by the Department of Revenue; to provide for the creation of the Louisiana Citizens Assessment Reimbursement Fund; to provide for the reimbursement, payment, or both of surcharges or assessments applied to residential and commercial policyholders as a result of assessments and charges levied by Louisiana Citizens Property Insurance Corporation; to provide for the transmission of information by affected insurance companies to the Department of Revenue; to provide a penalty for the failure to produce such information to the Department of Revenue; to provide for the confidentiality of such information; to provide an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 73—

BY REPRESENTATIVE GREENE
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for 2006-2007 Fiscal Year for payments against the initial Unfunded Accrued Liability of the Louisiana State Employees' Retirement System and of the Teachers' Retirement System of Louisiana; 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 Appropriations.

HOUSE BILL NO. 74—

BY REPRESENTATIVE BURRELL
AN ACT

To amend and reenact R.S. 9:165(C), relative to the Unclaimed Property Leverage Fund; to provide for uses of monies deposited into the fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 75—

BY REPRESENTATIVE BALDONE
AN ACT

To provide for a supplemental capital outlay appropriation for Fiscal Year 2006-2007 for the comprehensive state capital outlay budget for funding to Terrebonne Parish for levee reconstruction; 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 Appropriations.

HOUSE BILL NO. 76—

BY REPRESENTATIVE BALDONE
AN ACT

To provide for a supplemental capital outlay appropriation for Fiscal Year 2006-2007 for the comprehensive state capital outlay budget to the Department of Transportation and Development for flood control projects; 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 Appropriations.

HOUSE BILL NO. 77—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 6:1096(G)(3), relative to financing single premium insurance in connection with residential mortgage loans under the "Residential Mortgage Lending Act"; to provide for financing single premium insurance in connection with residential mortgage loans during the period beginning on August 15, 2006, and ending on August 14, 2007; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 78—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 47:302(R), 321(H) and 331(P), relative to the sales and use tax; to provide for the restoration of the exemption for natural gas and electricity; 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.

HOUSE BILL NO. 79—

BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1) and (2)(a), and 2218.8(B) and (G), relative to extra compensation and supplemental pay for firemen, police officers, law enforcement officers providing police services, and deputy sheriffs; to increase such extra compensation and supplemental pay for firemen, police officers, law enforcement officers of certain state agencies and political subdivisions providing police services within certain municipalities, deputy sheriffs, and full-time deputy sheriffs employed as field representatives or process servers; 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 Appropriations.

HOUSE BILL NO. 80—

BY REPRESENTATIVES ALARIO, TOWNSEND, SALTER, AND DORSEY
AN ACT

To provide for supplemental capital outlay appropriations for Fiscal Year 2006-2007 for the comprehensive state capital outlay budget for certain projects; 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 Appropriations.

HOUSE BILL NO. 81—

BY REPRESENTATIVE RICHMOND
AN ACT

To provide for supplemental appropriations to the Division of Administration out of the General Fund of the state of Louisiana for 2006-2007 Fiscal Year for an increase in the hourly wage of unclassified employees within the State Civil Service System; 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 Appropriations.

HOUSE BILL NO. 82—

BY REPRESENTATIVES ALARIO, SALTER, DORSEY, AND TOWNSEND
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations for said agencies and purposes for 2006-2007 Fiscal Year; and to provide for related matters.

Read by title.

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

Page 16 HOUSE

1st Day's Proceedings - December 8, 2006

HOUSE BILL NO. 83—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To provide for supplemental capital outlay appropriations for 2006-2007 Fiscal Year for the comprehensive state capital outlay budget for certain projects; 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 Appropriations.

HOUSE BILL NO. 84—

BY REPRESENTATIVES ALARIO, SALTER, DORSEY, AND TOWNSEND
AN ACT

To amend and reenact R.S. 39:100.31(C) and Section 6(C) of Act No. 642 of the 2006 Regular Session of the Legislature, relative to special treasury funds; to provide relative to appropriations from the State Emergency Response Fund; to provide relative to the effective date of certain appropriations from the State Emergency Response 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 Appropriations.

HOUSE BILL NO. 85—

BY REPRESENTATIVES ALARIO, SALTER, DORSEY, AND TOWNSEND
AN ACT

To enact Subpart L 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. 39:100.35, relative to state funds; to establish the Fiscal Year 2005-2006 Surplus Fund as a special treasury fund; to provide for the deposit, investment, use, and appropriation of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 86—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide for a refundable child tax credit; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 87—

BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 22:1430.2(B)(1) and 1430.17, relative to the Louisiana Citizens Property Insurance Corporation; to remove the prohibition against the state budgeting for or providing general fund appropriations to the corporation; to otherwise provide with respect to the state's contribution to the corporation; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 88—

BY REPRESENTATIVE ARNOLD
AN ACT

To enact R.S. 47:6025, relative to state income tax credits; to reimburse, pay, or offset certain assessments levied by Louisiana Citizens Property Insurance Corporation; to provide a refundable credit against state income taxes to certain taxpayers in the amount of the surcharges, market equalization charges, or assessments paid as a result of assessments levied by Louisiana Citizens Property Insurance Corporation; 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.

HOUSE BILL NO. 89—

BY REPRESENTATIVES ALARIO, SALTER, DORSEY, AND TOWNSEND
AN ACT

To enact Subparts L through Q 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. 39:100.35 through 100.40, relative to state funds; to establish the Louisiana Interoperability Communications Fund as a special treasury fund; to establish the Louisiana Economic Development Infrastructure Fund as a special treasury fund; to establish the Louisiana Insurance Catastrophe Fund as a special treasury fund; to establish the Fiscal Year 2005-2006 Surplus Fund as a special treasury fund; to establish the Health Care Redesign Fund as a special treasury fund; to establish the Citizens Assessment Reimbursement Fund as a special treasury fund; to provide for the deposit, investment, use, and appropriation of monies in the Louisiana Interoperability Communications Fund, the Louisiana Economic Development Infrastructure Fund, the Louisiana Insurance Catastrophe Fund, the Fiscal Year 2005-2006 Surplus Fund, the Health Care Redesign Fund, and the Citizens Assessment Reimbursement 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 Appropriations.

HOUSE BILL NO. 90—

BY REPRESENTATIVES ALARIO, SALTER, DORSEY, TOWNSEND, BRUCE, DARTEZ, DOERGE, DURAND, HEBERT, HILL, KENNEY, McDONALD, MONTGOMERY, JACK SMITH, ST. GERMAIN, THOMPSON, WALKER, AND WALSWORTH AND SENATOR MCPHERSON

AN ACT

To enact Subpart L 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. 39:100.35, relative to state funds; to establish the Health Care Redesign Fund as a special treasury fund; to provide for the dedication, deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 91—

BY REPRESENTATIVE BURNS
AN ACT

To amend and reenact R.S. 29:726(F) and to enact R.S. 29:726(G), relative to special treasury funds; to create and establish the Louisiana Interoperability Communications Fund as a special

fund in the state treasury; to provide for the dedication, deposit, use, and investment of monies in the fund; to provide relative to the development of a rapid communications system for times of disaster or emergency; to provide relative to the development of a private encrypted microwave fiber or satellite network; 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 Appropriations.

HOUSE BILL NO. 92—

BY REPRESENTATIVE BURNS

AN ACT

To enact Subpart L 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. 39:100.35, relative to state funds; to establish the My Safe Louisiana Home Program Fund as a special treasury fund; to provide for the dedication, deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 93—

BY REPRESENTATIVE WHITE

AN ACT

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1), and 2218.8(B) and (G), relative to extra compensation and supplemental pay for firemen, police officers, and deputy sheriffs; to increase such extra compensation of supplemental pay; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 94—

BY REPRESENTATIVE WHITE

AN ACT

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1), and 2218.8(B) and (G), relative to extra compensation and supplemental pay for firemen, police officers, and deputy sheriffs; to increase such extra compensation of supplemental pay; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 95—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 22:1430.12(A), relative to the Louisiana Citizens Property Insurance Corporation; to eliminate the formula for calculation of rates for policies issued by such corporation; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 96—

BY REPRESENTATIVE M. POWELL

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for a percentage of certain federal itemized deductions; 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.

HOUSE BILL NO. 97—

BY REPRESENTATIVE LAMBERT AND SENATOR AMEDEE

AN ACT

To provide for a supplemental capital outlay appropriation for 2006-2007 Fiscal Year for the comprehensive state capital outlay budget to the Department of Transportation and Development for certain projects within the Highway Priority Program; 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 Appropriations.

HOUSE BILL NO. 98—

BY REPRESENTATIVE LAMBERT AND SENATOR AMEDEE

AN ACT

To provide for a supplemental capital outlay appropriation for 2006-2007 Fiscal Year for the comprehensive state capital outlay budget to the Department of Transportation and Development for certain projects within the Highway Priority Program; 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 Appropriations.

HOUSE BILL NO. 99—

BY REPRESENTATIVE GREENE

AN ACT

To provide for a supplemental capital outlay appropriation for 2006-2007 Fiscal Year for the comprehensive state capital outlay budget to the Department of Transportation and Development for essential projects; 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 Appropriations.

HOUSE BILL NO. 100—

BY REPRESENTATIVE GREENE

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for a percentage of certain federal itemized deductions; 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.

Recess

On motion of Rep. Dorsey, the Speaker declared the House at recess upon the call of the House.

Page 18 HOUSE

1st Day's Proceedings - December 8, 2006

Joint Session of the Legislature

The joint session of the legislature was called to order at 6:00 P.M. by the Honorable Don Hines, President of the Senate.

On motion of Sen. Bajoie, the calling of the roll on the part of the Senate was dispensed with.

On motion of Rep. Dorsey, the calling of the roll on the part of the House was dispensed with.

The President of the Senate appointed the following special committee to escort the Honorable Kathleen Babineaux Blanco, Governor of the State of Louisiana, to the joint session.

On the part of the Senate: Senators Mount, Chaisson, Fontenot, Jackson, and Quinn.

On the part of the House: Representatives Quezaire, Hill, Faucheux, Walker, Ritchie, and Marchand.

The President of the Senate introduced the Honorable Kathleen Babineaux Blanco, who addressed the joint session of the legislature.

On motion of Sen. Amedee, the Senate retired to its own chamber.

After Recess

Speaker Salter called the House to order at 6:30 P.M.

ROLL CALL

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

PRESENT

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Alexander	Gallot	Powell, M.
Anders	Gray	Powell, T.
Ansardi	Greene	Quezaire
Arnold	Guillory, E.	Richmond
Badon	Guillory, M.	Ritchie
Baldone	Harris	Robideaux
Baudoin	Heaton	Romero
Baylor	Hebert	Schneider
Bowler	Hill	Smiley
Bruce	Honey	Smith, G.
Burns	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Katz	St. Germain
Crane	Kennard	Strain
Crowe	Kenney	Thompson
Curtis	Kleckley	Townsend
Damico	LaBruzzo	Trahan
Daniel	LaFleur	Triche
Dartez	LaFonta	Tucker
DeWitt	Lambert	Waddell
Doerge	Lancaster	Walker
Dorsey	Marchand	Walsworth
Dove	Martiny	White
Downs	McDonald	Winston
Durand	McVea	Wooton
Erdey	Morrell	
Fannin	Morrish	
Total - 88		

ABSENT

Barrow	Farrar	Pinac
Beard	Geymann	Pitre
Bruneau	Jefferson	Scalise
Burrell	Johns	Toomy
Chandler	Montgomery	
Total - 14		

The Speaker announced there were 88 members present and a quorum.

House Business Resumed

Introduction of House Bills and Joint Resolutions

The following named members introduced the following entitled House Bills and Joint Resolutions which were read the first time by their titles and, under a suspension of the rules, were referred to committee as follows:

HOUSE BILL NO. 101—

BY REPRESENTATIVES FAUCHEUX AND GARY SMITH
AN ACT

To amend and reenact R.S. 47:305.51; relative to sales and use tax exemptions; to provide for the effectiveness of the exemption for utilities purchased by certain steelworks, blast furnaces, coke ovens, and rolling mills; 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.

HOUSE BILL NO. 102—

BY REPRESENTATIVE MORRISH
AN ACT

To provide for supplemental appropriations out of the General Fund of the state of Louisiana for 2006-2007 Fiscal Year for Louisiana Citizens Property Insurance Corporation; 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 Appropriations.

HOUSE BILL NO. 103—

BY REPRESENTATIVES MORRISH AND JOHNS
AN ACT

To amend and reenact R.S. 22:1265(A)(2) and to enact R.S. 22:1065(2)(f), relative to state funds; to establish the Citizens Insurance Recovery Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for disposition of the avails of certain taxes related to the sale of insurance products for surplus lines coverages; to provide for the disposition of the avails of certain annual license taxes related to the sale of insurance products for fire, marine, transportation, casualty, surety, or other coverages; to require annual reporting to the legislature; 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 Appropriations.

HOUSE BILL NO. 104—

BY REPRESENTATIVE FRITH

AN ACT

To provide for a supplemental capital outlay appropriation for 2006-2007 Fiscal Year for the comprehensive state capital outlay budget to the Department of Transportation and Development to rebuild a levee in Vermilion Parish; 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 Appropriations.

HOUSE BILL NO. 105—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 39:100.31(C) and Section 6(C) of Act No. 642 of the 2006 Regular Session of the Legislature, relative to special treasury funds; to provide relative to appropriations from the State Emergency Response Fund; to provide relative to the effective date of certain appropriations from the State Emergency Response Fund; to provide an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 106—

BY REPRESENTATIVE GALLOT

AN ACT

To enact R.S. 47:302(U), 305.56, 321(K), 331(S) and 337.9(D)(28), relative to sales and use taxes; to provide for a state and local sales and use tax exemption for utilities used by certain glass manufacturers; to provide relative to the effectiveness of the exemption; 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.

HOUSE BILL NO. 107—

BY REPRESENTATIVE GRAY

AN ACT

For supplemental appropriations to the Louisiana Family Recovery Corps out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007; 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 Appropriations.

HOUSE BILL NO. 108—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for 2006-2007 Fiscal Year to the Department of Transportation and Development for operating expenses of the Millennium Port Authority; 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 Appropriations.

HOUSE BILL NO. 109—

BY REPRESENTATIVE LAFONTA

AN ACT

To amend and reenact R.S. 22:1430.12(A), relative to the Louisiana Citizens Property Insurance Corporation; to eliminate the formula for calculation of rates for policies issued by such corporation; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 110—

BY REPRESENTATIVE LAFONTA

AN ACT

To enact Subpart L 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. 39:100.35, relative to state funds; to establish the Louisiana Citizens Property Insurance Corporation Stabilization Fund as a special treasury fund; to provide for the dedication, deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 111—

BY REPRESENTATIVE HEBERT

AN ACT

To make supplemental appropriations for Fiscal Year 2006-2007 for purposes of offset of certain assessments by the Louisiana Citizens Property Insurance Corporation; 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 Appropriations.

HOUSE BILL NO. 112—

BY REPRESENTATIVE HEBERT

AN ACT

To provide for supplemental appropriations for Fiscal Year 2006-2007 to the Department of the Military for provision of a bonus to Louisiana citizens, or their survivors, who have served or are serving in Iraq; 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 Appropriations.

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

December 8, 2006

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

Page 20 HOUSE

1st Day's Proceedings - December 8, 2006

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

House Concurrent Resolution No. 1
Returned without amendments

House Concurrent Resolution No. 2
Returned without amendments

House Concurrent Resolution No. 4
Returned without amendments

House Concurrent Resolution No. 8
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

December 8, 2006

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. 2, 3, 4, 5, 7, 8, and 10

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Townsend, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 2—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To commend Glen Atley Fogger for his distinguished service with the United States Postal Service and most recently serving as Postmaster for Dodson, Louisiana.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 3—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To commend the Weyerhaeuser Company for its help in bringing Jeld-Wyn Inc., to Louisiana.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 4—

BY SENATOR SMITH

A CONCURRENT RESOLUTION

To commend and congratulate the Weyerhaeuser Company for being awarded the Ron Brown Award for Corporate Leadership.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 5—

BY SENATORS MCPHERSON, ADLEY, AMEDEE, BAJOE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Julius Patrick, Jr., the honorable mayor of the Town of Boyce.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 7—

BY SENATORS ELLINGTON, ADLEY, AMEDEE, BOASSO, DUPRE, B. GAUTREAUX, KOSTELKA, THEUNISSEN, BAJOE, BARHAM, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, FIELDS, FONTENOT, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH AND ULLO AND REPRESENTATIVES ALARIO, ALEXANDER, ANDERS, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON AND WOOTON

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Representative Roy "Hoppy" Hopkins, who served his constituents and the citizens of Louisiana through a remarkable career in politics and public service beginning with service in the position of alderman of Oil City and culminating with nearly twenty years in the Louisiana House of Representatives, where he was serving at the time of his death.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 8—

BY SENATOR JONES

A CONCURRENT RESOLUTION

To commend Avery Johnson for being inducted in the Southwestern Athletic Conference Hall of Fame.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 10—

BY SENATORS SMITH, QUINN, BARHAM, BOASSO, B. GAUTREAUX,
MCPHERSON, NEVERS AND THEUNISSEN

A CONCURRENT RESOLUTION

To commend the Ponchatoula High School chapter of the Future Farmers of America for being awarded both the national Model of Innovation in Community Service award and the national Living To Serve award at the national convention held in Indianapolis, Indiana.

Read by title.

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

**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. 4—

BY REPRESENTATIVE GALLOT

A RESOLUTION

To amend and readopt House Rules 6.11(A)(6), 6.14(B), 8.14(B), 8.26, 9.14, 14.2(12), 14.43, 14.48(A), 14.49(B), and 14.50(B) of the Rules of Order of the House of Representatives and to repeal House Rules 2.10(A)(14)(g), 6.11(A)(5), 7.19, 7.20, 7.21, and 14.12(B) of the Rules of Order of the House of Representatives to remove provisions relative to duplicate bills; to provide relative to calling instruments which have been returned to the calendar; to revise the motions table and related notes; to provide for permanent committee records and record votes in committee; and to authorize a chairman to establish subcommittees.

Read by title.

On motion of Rep. Gallot, and under a suspension of the rules, the above resolution was referred to the Committee on House and Governmental Affairs, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 9—

BY REPRESENTATIVE TUCKER

A CONCURRENT RESOLUTION

To urge and request the Division of Administration, office of community development, and the Louisiana Recovery Authority to amend the housing assistance component of the Road Home Program to permit banks to participate as contractors in the provision of certain homeowner assistance services.

Read by title.

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

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. Alario, the rules were suspended to permit the Committee on Appropriations to meet on Saturday, December 9, 2006, and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Bill Nos. 31, 52, 57, 72, 80, 82, 84, 89, and 90

House Concurrent Resolution No. 6

Suspension of the Rules

On motion of Rep. Townsend, the rules were suspended to permit the Committee on Ways and Means to meet on Saturday, December 9, 2006, and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Bill Nos. 21, 25, 26, 27, 28, 29, 30, 34, 35, 53, 59, 60, and 69

Leave of Absence

Rep. Bruneau - 1 day

Rep. Toomy - 6 days

Rep. Barrow - 1 day

Adjournment

On motion of Rep. Kenney, at 6:50 P.M., the House agreed to adjourn until Saturday, December 9, 2006, at 4:00 P.M.

The Speaker of the House declared the House adjourned until 4:00 P.M., Saturday, December 9, 2006.

ALFRED W. SPEER

Clerk of the House

