

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

**NINTH DAY'S PROCEEDINGS**

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

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Tuesday, November 15, 2005

The House of Representatives was called to order at 3:00 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	Fauchoux	Morrell
Alario	Frith	Morrish
Alexander	Gallot	Odinet
Ansardi	Geymann	Pierre
Arnold	Glover	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.
Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammett	Richmond
Beard	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth

Durand  
Erdey  
Fannin  
Farrar  
Total - 105

Martiny  
McDonald  
McVea  
Montgomery  
  
ABSENT

White  
Winston  
Wooton  
Wright

Total - 0

The Speaker announced that there were 105 members present and a quorum.

**Prayer**

Prayer was offered by Rep. Downs.

**Pledge of Allegiance**

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

**Reading of the Journal**

On motion of Rep. Ansardi, the reading of the Journal was dispensed with.

On motion of Rep. Walker, and under a suspension of the rules, the Journal of November 14, 2005, was corrected to reflect her as voting yea on final passage of House Bill No. 18.

On motion of Rep. Honey, the Journal of November 14, 2005, was adopted.

**Petitions, Memorials and  
Communications**

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

**Message from the Senate**

**SENATE BILLS**

November 15, 2005

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

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

Senate Bill Nos. 49 and 52

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Suspension of the Rules**

On motion of Rep. Toomy, the rules were suspended in order to take up the bills contained in the message at this time.

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

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

**SENATE BILL NO. 49—**

BY SENATORS DUPLESSIS AND SCHEDLER AND REPRESENTATIVE CRANE AND SENATORS BARHAM, BOASSO, CAIN, CHAISSON, DARDENNE, DUPRE, ELLINGTON, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HOLLIS, LENTINI, MCPHERSON, MICHOT, MOUNT, QUINN, ROMERO, SMITH, THEUNISSEN AND ULLO  
AN ACT

To amend and reenact R.S. 17:1990(A), (B)(1), (2)(a), and (4), (C)(1)(a), (2)(a), and (3), 3973(2)(b)(v)(aa), 3982(A)(1), and 3983(A)(2)(a) and to enact R.S. 17:10.7, 1990(F)(3), 3973(2)(b)(v)(cc), 3983(A)(1)(g), and 3997(A)(1)(c), relative to

the Recovery School District; to provide for the transference of certain schools to the district; to provide for the operation and management of such schools; to require the development and approval of a plan for the operation of all schools transferred and to specify the contents of such plan; to provide for the duration of the transfer and to provide for the continuation of the transfer; to require the recovery district to report to the state board and to provide for the contents of that report; to provide relative to the Recovery School District; to subject the administration of the district to the approval of the State Board of Elementary and Secondary Education; to authorize the recovery district to manage and retain certain funding, including the authorization for retaining fund balances; to specify that the expenditure of certain funds by the recovery district is subject to the requirements of the approved Minimum Foundation Program formula; to provide with regard to the authority of the district to contract with for-profit providers; to provide for the exercise of limited rights of ownership over property of transferred schools by the recovery district; to provide for the transfer of certain funding to the recovery district; to provide for the process for the transference of such funds and for a limitation on the transference of such funds; to provide for the expenditure of certain retained funds by certain city, parish, or other local public school systems; provides for the eligibility of a student to attend school operated under the jurisdiction of the Recovery School District; provides for the obligations of the recovery district in providing services to students; to expand the definition of type 5 charters to include charters involving certain schools transferred to the recovery district; to provide standards for the consideration of type 5 charter proposals; to prohibit members of certain school boards from also being members of the governing or management boards of certain Type 5 charter schools; to authorize the governing authority of a charter school to enter into collective bargaining for the employees; to prohibit certain local school boards from considering or acting on type 1 charter applications under certain circumstances; to authorize the state Department of Education to enter into a charter to operate a charter school under certain circumstances; to provide for effectiveness; and to provide for related matters.

Read by title.

**SENATE BILL NO. 52—**  
BY SENATORS MURRAY AND CHAISSON  
AN ACT

To enact R.S. 29:725.1, relative to the issuance of cease and desist orders by the attorney general during an emergency or disaster; to provide for the power of the attorney general to issue cease and desist orders during a state of emergency or disaster in the absence of the regular administration of justice; to provide for proper venue to request a hearing; and to provide for related matters.

Read by title.

**Reports of Committees**

The following reports of committees were received and read:

**Report of the Committee on Appropriations**

November 15, 2005

To the Speaker and Members of the House of Representatives:

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

House Bill No. 36, by LaFleur  
Reported with amendments. (16-0) (Regular)

House Bill No. 145, by Alario  
Reported with amendments. (15-1) (Regular)

House Bill No. 146, by Alario (Joint Resolution)  
Reported with amendments. (16-0)

JOHN ALARIO  
Chairman

**Report of the Committee on  
Transportation, Highways and Public Works**

November 15, 2005

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Transportation, Highways and Public Works to submit the following report:

House Concurrent Resolution No. 34, by Odinet  
Reported favorably. (10-0)

House Concurrent Resolution No. 36, by Jefferson  
Reported favorably. (10-0)

ROY QUEZAIRE  
Chairman

**Report of the Committee on Ways and Means**

November 15, 2005

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Ways and Means to submit the following report:

House Bill No. 101, by Richmond  
Reported favorably. (13-0) (Regular)

House Bill No. 115, by Baylor  
Reported with amendments. (14-0) (Regular)

House Bill No. 158, by Alario  
Reported favorably. (13-0) (Regular)

BRYANT O. HAMMETT, JR.  
Chairman

**Suspension of the Rules**

On motion of Rep. Quezaire, the rules were suspended in order to take up and consider House and House Concurrent Resolutions Reported by Committee at this time.

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

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

**HOUSE CONCURRENT RESOLUTION NO. 34—**  
BY REPRESENTATIVE ODINET  
A CONCURRENT RESOLUTION

To memorialize the United States Congress and the Louisiana congressional delegation to direct the United States Army Corps of Engineers not to engage in dredging activities on the Mississippi River Gulf Outlet and to begin the necessary process to return the waterway to wetlands marsh status.

Read by title.

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

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

**HOUSE CONCURRENT RESOLUTION NO. 36—**

BY REPRESENTATIVE JEFFERSON

**A CONCURRENT RESOLUTION**

To memorialize the United States Congress to take such actions as are necessary to waive the nonfederal or local portion of any cost-sharing agreement for the funding of a levee reconstruction and improvement project.

Read by title.

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

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

**Suspension of the Rules**

On motion of Rep. Alario, the rules were suspended in order to take up House Bills contained in the committee report at this time.

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

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

**HOUSE BILL NO. 36—**

BY REPRESENTATIVE LAFLEUR

**AN ACT**

To enact Subpart I of Part II-B of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.31 and 100.32, relative to state funds; to establish the Restoration Fund as a special fund in the state treasury; to provide for accounts within the fund; to provide for the deposit of monies into the fund; to provide for appropriation and use of monies in the fund; to provide for limitations on appropriations; to require the development of an annual prioritized program for projects and expenditures recommended for funding through appropriations from the fund; to authorize the Joint Legislative Committee on the Budget to provide by resolution for the content and schedule for submission and consideration of the program; to provide for the consideration, amendment, and approval of such program by the Joint Legislative Committee on the Budget; to authorize rulemaking; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Original House Bill No. 36 by Representative LaFleur

**AMENDMENT NO. 1**

On page 2, at the end of line 11, after "source" and the comma ", " insert "subject to any restrictions imposed by federal law."

**AMENDMENT NO. 2**

On page 2, line 26, after "February 1" and the comma ", " change "2005" to "2006"

**AMENDMENT NO. 3**

On page 3, delete line 6, and at the beginning of line 7, delete "fiscal year or later, which" and insert the following:

"program", which shall consist of a list of projects to be commenced in the ensuing fiscal year and a separate set of projects which will be commenced in subsequent fiscal years. The list of projects for the ensuing fiscal year"

**AMENDMENT NO. 4**

On page 3, delete line 10, and insert the following:

"in Fiscal Year 2005-2006 based on anticipated appropriations from the Restoration Fund in that year and a list of projects to be commenced in future years."

**AMENDMENT NO. 5**

On page 3, line 19, after "section" and the period "." and before "committee" delete "The" and insert "With the concurrence of the facility planning section, the"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 101—**

BY REPRESENTATIVE RICHMOND

**AN ACT**

To amend and reenact R.S. 51:3084(11), relative to the Louisiana Community Development Financial Institution Act; to define low-income community to include areas affected by Hurricanes Katrina and Rita; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 115—**

BY REPRESENTATIVE BAYLOR AND SENATOR FIELDS

**AN ACT**

To amend and reenact R.S. 33:2711.9(B)(3) and to repeal R.S. 33:4574.1(A)(1)(d), 4574.1.1(E), 4574.9(C)(1)(d), 4574.12(D)(1)(d), 4574.13(C)(1)(d), and 4575.3(20)(d), relative to hotel occupancy taxes; to delete the exemption of certain rooms from hotel occupancy tax in certain parishes; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 115 by Representative Baylor

**AMENDMENT NO. 1**

On page 1, line 2, after "reenact" and before "R.S. 33:2711.9(B)(3)" insert the following:

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9th Day's Proceedings - November 15, 2005

"Section 3(A) of Act No. 38 of the 1974 Regular Session of the Legislature, as amended by Act No. 673 of the 1977 Regular Session of the Legislature, Act No. 940 of the 1981 Regular Session of the Legislature, Act No. 939 of the 1986 Regular Session of the Legislature, Act No. 40 of the 1989 Regular Session of the Legislature, and Act No. 864 of the 2003 Regular Session of the Legislature and"

### AMENDMENT NO. 2

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

"Section 3. Section 3(A) of Act No. 38 of the 1974 Regular Session of the Legislature, as amended by Act No. 673 of the 1977 Regular Session of the Legislature, Act No. 940 of the 1981 Regular Session of the Legislature, Act No. 939 of the 1986 Regular Session of the Legislature, Act No. 40 of the 1989 Regular Session of the Legislature, and Act No. 864 of the 2003 Regular Session of the Legislature, is hereby amended and reenacted to read as follows:

\* \* \*

Section 3.A. In order to provide funds for the operation of the commission, the governing authority of the parish is hereby authorized and empowered to levy and collect a tax upon the occupancy of hotel rooms and overnight camping facilities located within the parish of Lafayette. Said tax shall not exceed four percent of the rent or fee charged for such occupancy. The word "hotel" as used herein shall mean and include any establishment engaged in the business of furnishing or providing rooms or overnight camping facilities intended or designed for dwelling, lodging, or sleeping purposes to transient guests and shall not encompass any hospital, convalescent or nursing home, sanitarium, or any hotel-like facility operated by or in connection with a hospital or medical clinic providing rooms exclusively for patients and their families. The tax shall be paid by the person who exercises or is entitled to occupancy of the hotel room or camping facility and shall be paid at the time the rent or fee for occupancy is paid. The word "person" as used herein shall have the same definition as that contained in R.S. 47:301(8). The tax shall not apply to the rent for ~~hotel rooms rented to the same occupant for a period of thirty or more consecutive days, nor shall it apply to hotel rooms rented for less than three dollars a day or those hotel rooms rented on an annual contract basis for consecutive or nonconsecutive days.~~ The governing authority of Lafayette Parish shall impose the tax by ordinance, and said governing authority shall have the right to provide in the ordinance necessary and appropriate rules and regulations for the imposition, collection, and enforcement of the tax.

\* \* \*

Section 4. Notwithstanding any other general or local law to the contrary, any tax levied and collected by the governing authority of any parish or any tourist commission upon the occupancy of hotel rooms, motel rooms, and overnight camping facilities within the jurisdiction of a tourist commission located within any such parish, shall also apply to the rent for hotel rooms rented to the same occupant for a period of fifteen or more consecutive calendar days and to those hotel rooms rented on an annual contract basis for consecutive or nonconsecutive days."

### AMENDMENT NO. 3

On page 2, at the beginning of line 3, change "Section 3." to "Section 5."

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

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

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 145—**

BY REPRESENTATIVES ALARIO AND SALTER

#### **AN ACT**

To enact R.S. 39:94(C)(4), relative to the Budget Stabilization Fund; to provide for appropriations from the fund following certain declarations of disaster or emergency; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Original House Bill No. 145 by Representative Alario

#### AMENDMENT NO. 1

On page 1, line 12, after "contrary" and the comma "," delete the remainder of the line, delete line 13 and 14 in their entirety, and insert "an amount"

#### AMENDMENT NO. 2

On page 1, delete lines 16 and 17 in their entirety, and insert "appropriation by the legislature in any fiscal year to provide relief from a natural catastrophe declared by the federal government to be a disaster or emergency or to provide for matching funds for federal disaster or emergency funding for such catastrophe. The amount appropriated shall be incorporated into the"

#### AMENDMENT NO. 3

On page 2, line 4, change "February 4" to "April 29"

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

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

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 146—**

BY REPRESENTATIVES ALARIO AND SALTER

#### **A JOINT RESOLUTION**

Proposing to amend Article VII, Section 10.3(C)(3) of the Constitution of Louisiana, relative to the Budget Stabilization Fund; to provide for appropriations from the fund following certain declarations of disaster or emergency; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Original House Bill No. 146 by Representative Alario

#### AMENDMENT NO. 1

On page 2, line 1, after "contrary" and the comma "," delete the remainder of the line, delete line 2 in its entirety, and on line 3, delete "by the governor of a state disaster or emergency."

**AMENDMENT NO. 2**

On page 2, line 4, after "fund" delete the remainder of the line and insert "balance shall be available for appropriation by the legislature in any fiscal year to provide relief from a natural catastrophe declared by the federal government to be a disaster or emergency or to provide for matching funds for federal disaster or emergency funding for such catastrophe."

**AMENDMENT NO. 3**

On page 2, delete lines 5 and 6 in their entirety and insert "The amount appropriated shall be incorporated into the official forecast upon the"

**AMENDMENT NO. 4**

On page 2, at the end of line 12, change "February 4" to "April 29"

**AMENDMENT NO. 5**

On page 2, line 20, after "Fund" delete the remainder of the line, delete line 21 in its entirety, and insert "by the legislature in any fiscal year to provide relief from a natural catastrophe declared by the federal government to be a disaster or emergency or to provide for matching funds for federal disaster or emergency funding for such catastrophe."

**AMENDMENT NO. 6**

On page 2, delete lines 22 and 23 in their entirety and insert "The amount appropriated shall"

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

On motion of Rep. Alario, and under a suspension of the rules, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 158—**

BY REPRESENTATIVES ALARIO, HAMMETT, AND SALTER  
AN ACT

To enact R.S. 39:1367(E)(2)(b)(iii), relative to state debt; to exclude from the definition of net state tax supported debt certain bonds or notes issued by the state to provide relief from the natural catastrophe caused by Hurricanes Katrina and Rita; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 9—**

BY SENATOR ULLO

**A CONCURRENT RESOLUTION**

To suspend until sixty days after final adjournment of the 2006 Regular Session of the Legislature R.S. 17:1990(F), 3973(2)(b)(iii), (iv) and (v), 3983(A)(3)(a), 3983(A)(4)(c) and (f), 3991(C)(1)(b) and 3996(B)(4), relative to charter schools; to facilitate the formation, operation, and use of charter schools to assist in meeting the educational needs of Louisiana students.

Read by title.

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

**Senate Bills and Joint Resolutions on Second Reading to be Referred**

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

**SENATE BILL NO. 27—**

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

**A JOINT RESOLUTION**

Proposing to amend Article VII, Sections 10.2 and 10.5(B) and (C) of the Constitution of Louisiana, relative to the Wetlands Conservation and Restoration Fund; to change the name of the fund to the Coastal Protection and Restoration Fund; to provide relative to deposits and uses of the fund; to provide relative to certain federal revenues received by the state generated from Outer Continental Shelf oil and gas activity; to provide for the depositing and crediting of such monies into the fund, and for the uses of such federal revenues; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

**Motion**

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

**SENATE BILL NO. 28—**

BY SENATOR DUPRE

**AN ACT**

To amend and reenact R.S. 49:213.7(A)(1) and (2)(introductory paragraph), (B)(1) and (2) (introductory paragraph), (C), (D), (E)(introductory paragraph) and (F), and to enact R.S. 49:213.7(B)(3) and (E)(7), relative to the Wetlands Conservation and Restoration Fund; to change the name of the fund to the Coastal Protection and Restoration Fund; to provide relative to certain federal revenues to be credited and deposited to the fund; to provide relative to certain fund uses; to repeal Act 300 of the 2005 Regular Session; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 70—**

BY SENATOR ULLO

**AN ACT**

To amend and reenact R.S. 17:3983(A)(4), relative to charter schools; to eliminate certain provisions which establish a maximum number of charter schools that can be created or approved; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 71—**

BY SENATORS DUPRE, AMEDEE, BAJOE, CAIN, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JONES, LENTINI, MALONE, MARIONNEAUX, MICHOT, MOUNT, MURRAY, NEVERS, ROMERO, SHEPHERD AND ULLO

**AN ACT**

To amend and reenact R.S. 49:213.1, 213.2, 213.3, 213.4, 213.5, 213.6, 213.7, 214.11, 214.12(A)(1) and 214.13, and to enact

R.S. 49:213.11, relative to coastal protection, conservation, restoration and management; to authorize and provide for the development and implementation of a comprehensive coastal protection plan; to provide powers, duties, terms, procedures, definitions, conditions, and requirements; to provide relative to hurricane protection and coastal restoration; to provide relative to enforcement; to provide relative to certain authorities, commissions, and departments; to change the name of the Wetlands Conservation and Restoration Authority to the Coastal Protection and Restoration Authority and set forth its powers, duties and members; to change the name of the Governor's Advisory Commission on Coastal Restoration and Conservation to the Governor's Advisory Commission on Coastal Protection, Restoration and Conservation and set forth its powers, duties, and members; and to provide for related matters.

Read by title.

### Motion

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

### Privileged Report of the Legislative Bureau

November 15, 2005

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 1  
Reported without amendments.

Respectfully submitted,

CHARLES MCDONALD  
Chairman

### Senate Instruments on Second Reading Returned from the Legislative Bureau

Rep. Cravins asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

#### SENATE BILL NO. 1—

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

#### AN ACT

To amend and reenact R.S. 15:542(A), (C)(2) and (F) and 545(A) and to enact R.S. 15:542(A)(4), relative to registration of sex offenders; to provide for enhanced penalties for failure to register as a sex offender; to provide for registration of offenders housed in emergency housing; to provide for re-registration of sex offenders under certain circumstances; to provide for the police chief or police department to send written notices; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Cravins, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

### Suspension of the Rules

On motion of Rep. Alario, the rules were suspended in order to take up and consider Senate Concurrent Resolutions on Third Reading for Final Consideration at this time.

### Senate Concurrent Resolutions on Third Reading for Final Consideration

The following Senate Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

#### SENATE CONCURRENT RESOLUTION NO. 12—

BY SENATOR HEITMEIER

#### A CONCURRENT RESOLUTION

To authorize the Revenue Estimating Conference to incorporate certain monies available for appropriation from the Budget Stabilization Fund into the official forecast for Fiscal Year 2005-2006 and to authorize the appropriation of such amounts.

Read by title.

Rep. Alario moved the concurrence of the resolution.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Ritchie
Baylor	Heaton	Robideaux
Beard	Hebert	Romero
Bowler	Hill	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	Smiley
Burns	Hunter	Smith, G.
Burrell	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Katz	St. Germain
Cravins	Kennard	Strain
Crowe	Kenney	Thompson
Curtis	Kleckley	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche
DeWitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	
Farrar	Morrish	
Total - 97		

#### NAYS

Total - 0

#### ABSENT

Arnold	Hammett	Richmond
Carter, K.	Harris	Wright
Gray	Johns	
Total - 8		

The resolution, having received a two-thirds vote of the elected members, was concurred in.

#### SENATE CONCURRENT RESOLUTION NO. 14—

BY SENATOR ADLEY

##### A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency (FEMA), American Red Cross, the Salvation Army, and other entities to realign their districts to conform to each other in order to provide easier access by the public, and a more rapid response to national disasters.

Read by title.

On motion of Rep. Toomy, the resolution was concurred in.

#### Speaker Pro Tempore Dorsey in the Chair

#### House Bills and Joint Resolutions on Third Reading and Final Passage

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

#### Regular Calendar

#### HOUSE BILL NO. 27—

BY REPRESENTATIVES SALTER, ALARIO, DEWITT, DORSEY, AND HAMMETT AND SENATORS HEITMEIER, HINES, AND MOUNT  
AN ACT

To provide for a special statewide election on the fifth Saturday in April of 2006 for the purpose of submitting constitutional amendments to the electors of the state; to provide for the conduct of such election; and to provide for related matters.

Read by title.

Rep. Salter moved the final passage of the bill.

#### ROLL CALL

The roll was called with the following result:

##### YEAS

Mr. Speaker	Farrar	Pinac
Alario	Faucheux	Pitre
Alexander	Frith	Powell, M.
Ansardi	Geymann	Powell, T.
Arnold	Greene	Quezaire
Baldone	Guillory, E.	Ritchie
Baudoin	Guillory, M.	Robideaux
Baylor	Hammett	Romero
Beard	Heaton	Scalise
Bowler	Hebert	Schneider
Bruce	Hill	Smiley
Bruneau	Hopkins	Smith, G.
Burns	Hunter	Smith, J.D.—50th
Burrell	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Johns	Strain
Crane	Katz	Thompson
Cravins	Kennard	Toomy
Crowe	Kenney	Townsend
Curtis	Kleckley	Trahan
Damico	LaBruzzo	Triche
Daniel	LaFleur	Tucker
Dartez	Lambert	Waddell
DeWitt	Lancaster	Walker
Doerge	Martiny	Walsworth
Dorsey	McDonald	White

Dove  
Downs  
Durand  
Erdey  
Fannin  
Total - 91

McVea  
Montgomery  
Morrish  
Odinet  
Pierre

Winston  
Wooton  
Wright

##### NAYS

Badon  
Barrow  
Glover  
Gray  
Total - 10

Harris  
Jefferson  
LaFonta  
Marchand

Morrell  
Richmond

##### ABSENT

Carter, K.  
Gallot  
Total - 4

Honey  
St. Germain

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

#### Speaker Salter in the Chair

#### HOUSE BILL NO. 97—

BY REPRESENTATIVE ALARIO AND SENATOR HEITMEIER  
AN ACT

To amend and reenact R.S. 42:851(E)(1)(introductory paragraph) and (M)(1) and to enact R.S. 42:851(D)(4) and (M)(4), relative to Office of Group Benefits programs; to prohibit any reduction in the minimum state contribution for premium payments for certain employees affected by Hurricanes Katrina and Rita under certain circumstances; and to provide for related matters.

Read by title.

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

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 97 by Representative Alario

#### AMENDMENT NO. 1

On page 2, line 15, at the end of the line, delete "other"

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

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

#### ROLL CALL

The roll was called with the following result:

##### YEAS

Mr. Speaker	Faucheux	Morrell
Alario	Frith	Morrish
Alexander	Gallot	Odinet
Ansardi	Geymann	Pierre
Arnold	Glover	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.

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Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammett	Richmond
Beard	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Farrar	Montgomery	Wright

Total - 105

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

### HOUSE BILL NO. 139—

BY REPRESENTATIVES ALARIO, DEWITT, DORSEY, HAMMETT, AND  
SALTER AND SENATORS HEITMEIER, HINES, AND MOUNT

#### A JOINT RESOLUTION

Proposing to amend Article VII, Sections 10(D)(2)(e), 10.2, and 10.5(B) and (C) of the Constitution of Louisiana, relative to the Wetlands Conservation and Restoration Fund; to change the name of the fund to the Coastal Protection and Restoration Fund; to provide relative to deposits and uses of the fund; to provide relative to certain federal revenues received by the state generated from Outer Continental Shelf oil and gas activity; to provide for the depositing and crediting of such monies into the fund, and for the uses of such federal revenues; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

### Motion

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

### Suspension of the Rules

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

### HOUSE BILL NO. 156—

BY REPRESENTATIVES ALARIO, DEWITT, DORSEY, HAMMETT, AND  
SALTER AND SENATORS HEITMEIER, HINES, AND MOUNT

#### AN ACT

To appropriate funds and to make and otherwise provide for certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for the 2005-2006 Fiscal Year; and to provide for related matters.

Read by title.

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed House Bill No. 156 by Representative Alario

#### AMENDMENT NO. 1

On page 8, between lines 16 and 17, insert the following:

"Section 8. Notwithstanding any provision of law to the contrary, each office, agency, and department in the executive branch of state government shall abolish by ten percent the number of the combined positions of undersecretary, deputy secretary, assistant secretary, deputy commissioner, assistant commissioner, or any other similar position regardless of title, provided, however that at least one of such position shall be abolished. Notwithstanding the provisions of Section 7 of this Act, the savings generated by the abolishment of the positions as directed in this Section shall remain in the budget of the office, agency, or department in which such position was abolished to help offset the cuts realized by that office, agency, or department made pursuant to this Act or executive order of the governor. The positions which are abolished shall only be re-established and funded upon legislative authorization."

#### AMENDMENT NO. 2

On page 8, line 17, change "Section 8" to "Section 9"

#### AMENDMENT NO. 3

On page 8, line 21, change "Section 9" to "Section 10"

#### AMENDMENT NO. 4

On page 8, line 25, change "Section 10" to "Section 11"

Rep. Hebert moved the adoption of the amendments.

Rep. Alario objected.

By a vote of 53 yeas and 44 nays, the amendments were adopted.

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed House Bill No. 156 by Representative Alario

#### AMENDMENT NO. 1

On page 8, between lines 16 and 17, insert the following:

"Section 8. Notwithstanding any provision of law to the contrary, the commissioner of administration is authorized and directed to freeze the awarding and execution of contracts and the



expenditure of State General Fund (Direct) appropriations contained in Act 26 of the 2005 Regular Session of the Legislature of Louisiana, after the effective date of this Act."

AMENDMENT NO. 2

On page 8, line 17, change "Section 8" to "Section 9"

AMENDMENT NO. 3

On page 8, line 21, change "Section 9" to "Section 10"

AMENDMENT NO. 4

On page 8, line 25, change "Section 10" to "Section 11"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Triche to Engrossed House Bill No. 156 by Representative Alario

AMENDMENT NO. 1

On page 7, between lines 23 and 24, insert the following:

"Section 4.C. The sum of Ten Million and No/100 (\$10,000,000.00) Dollars is hereby appropriated out of the State General Fund by Statutory Dedications from the Higher Education Initiatives Fund for Fiscal Year 2005-2006 to the Board of Regents, 19-671, for the provision of performance incentives in support of institutional efforts to achieve the goals and objectives of the Master Plan for Postsecondary Education and for continued growth and development of community and technical colleges and learning centers. Such monies shall be allocated by the Board of Regents, which shall submit the proposed allocation of same to the Commissioner of Administration for approval, and thereafter to the Joint Legislative Committee on the Budget for review, amendment, and final approval or rejection prior to any distribution of funds. Further, in the determination of the amount of each institution's allocation, the existence of other appropriations in this fiscal year for the benefit of a specific institution shall not be a factor in the determination of that institution's allocation from monies appropriated herein. The appropriation contained in this Subsection shall supersede any existing appropriations from the Higher Education Initiatives Fund to the Board of Regents for purposes of provision of performance incentives in support of institutional efforts to achieve the goals and objectives of the Master Plan for Postsecondary Education and for continued growth and development of community and technical colleges and learning centers, which existing appropriations shall be null, void, and of no effect on the effective date of this Act."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Jackson to Engrossed House Bill No. 156 by Representative Alario

AMENDMENT NO. 1

On page 8, at the beginning of line 6, after "Section 6." delete the remainder of the line, delete lines 7 through 11 and at the beginning of line 12, delete "Section 7."

AMENDMENT NO. 2

On page 8, at the beginning of line 17, change "Section 8." to "Section 7."

AMENDMENT NO. 3

On page 8, at the beginning of line 21, change "Section 9." to "Section 8."

AMENDMENT NO. 4

On page 8, beginning of line 25, change "Section 10." to "Section 9."

Rep. Jackson moved the adoption of the amendments.

Rep. Alario objected.

By a vote of 30 yeas and 68 nays, the amendments were rejected.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Glover to Engrossed House Bill No. 156 by Representative Alario

AMENDMENT NO. 1

On page 2, line 4, change "\$320,444" to "\$345,044"

AMENDMENT NO. 2

On page 2, line 16, change "\$750,000" to "\$775,000"

AMENDMENT NO. 3

On page 2, at the beginning of line 25, change "\$26,942" to "\$51,942"

AMENDMENT NO. 4

On page 7, between lines 23 and 24 insert the following:

"Section 4.C. The sum of Seventy-five Thousand and No/100 (\$75,000.00) Dollars is hereby appropriated from the State General Fund (Direct) for Fiscal Year 2005-2006 to 10-370 Department of Social Services - Office of Community Services to provide for the Safe Haven Initiative."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Triche to Engrossed House Bill No. 156 by Representative Alario

AMENDMENT NO. 1

On page 2, line 33, change "\$500,000" to "\$1,384,000"

AMENDMENT NO. 2

On page 7, between lines 23 and 24, insert the following:

"Section 4.D. The sum of Eight Hundred Eighty-four Thousand and No/100 (\$884,000.00) Dollars is hereby appropriated for Fiscal Year 2005-2006 from the State General Fund (Direct) to 19-653 Special Schools and Commissions - School for the Deaf to be used for operations."

Rep. Triche moved the adoption of the amendments.

Rep. Alario objected.

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By a vote of 57 yeas and 41 nays, the amendments were adopted.

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed House Bill No. 156 by Representative Alario

#### AMENDMENT NO. 1

On page 8, between lines 24 and 25, insert the following:

"Section 11. There is hereby established a special fund within the state treasury to be known as the "Louisiana Housing Relief Fund", hereinafter the "fund". Monies in the fund may be appropriated to the Louisiana Housing Finance Agency for purposes of creating a housing program to provide decent, safe affordable housing in the areas affected by Hurricanes Katrina and Rita. Monies in the fund shall be invested by the state treasurer in the same manner as those in the state general fund, and earnings on investment shall be deposited into the fund. The Louisiana Housing Finance Agency from its surplus fund shall transfer to the state for deposit into the fund the sum of thirty-five million dollars or so much thereof as may be available."

#### AMENDMENT NO. 2

On page 8, line 25, change "Section 10" to "Section 12"

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

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Engrossed House Bill No. 156 by Representative Alario

#### AMENDMENT NO. 1

On page 8, line 17, after "Section 8." insert "A."

#### AMENDMENT NO. 2

On page 8, between lines 20 and 21, insert the following:

"Section 8.B. The legislature hereby recognizes the intention of the Louisiana Senate thereof as represented by the Honorable Donald E. Hines, M.D., President, to reduce its expenditures during Fiscal Year 2005-2006 so as to produce a savings to the state of Louisiana of \$ ."

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

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Hunter, Glover, Gray, E. Guillory, Jackson, and Jefferson to Engrossed House Bill No. 156 by Representative Alario

#### AMENDMENT NO. 1

On page 7, delete lines 24 through 30 and on page 8, delete lines 1 through 5 in their entirety.

#### AMENDMENT NO. 2

On page 8, delete lines 6 through 11 in their entirety.

#### AMENDMENT NO. 3

On page 8, change "Section 7." to "Section 5."

#### AMENDMENT NO. 4

On page 8, change "Section 8." to "Section 6."

#### AMENDMENT NO. 5

On page 8, change "Section 9." to "Section 7."

#### AMENDMENT NO. 6

On page 8, change "Section 10." to "Section 8."

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

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Hunter, Glover, E. Guillory, Jackson, Gray, and Jefferson to Engrossed House Bill No. 156 by Representative Alario

#### AMENDMENT NO. 1

On page 3, between 7 and 8, insert the following:

"20-906 District Attorneys and Assistant District Attorneys by \$2,098,242."

#### AMENDMENT NO. 2

On page 4, delete lines 15 through 21 in their entirety

#### AMENDMENT NO. 3

On page 5, delete lines 5 through 12 in their entirety

#### AMENDMENT NO. 4

On page 5, line 13, after "appropriations" insert "for the following agencies"

#### AMENDMENT NO. 5

On page 5, delete lines 20 through 32 in their entirety, and on page 6, delete lines 1 through 23, and insert the following:

#### **(1) Department of Economic Development**

05-252 Office of Business Development

Algiers Economic Development Corporation  
City of Gretna for economic development initiatives  
Economic Freedom Association  
Essence Festival  
Fishing and other recreational tournaments  
Monroe Downtown Development District  
New Orleans Idea Village  
Northeast Louisiana Economic Alliance  
Northwest Louisiana Strategic Council  
Ouachita Economic Development  
South Louisiana Economic Development Council  
City of Zachary for Economic Development Initiatives

**(2) Department of Culture, Recreation and Tourism**

6-267 Office of Tourism

Art in April Festival in St. Bernard Parish

**(3) Department of Transportation and Development**

07-276 Engineering and Operations

Improvement to Bayou DeGalise Road

**(4) Department of Health and Hospitals**

09-330 Office of Mental Health

Abstract House/Last Hope Inc. of New Orleans

**(5) Department of Labor**

4-474 Office of Workforce Development

**(6) Higher Education**

19-649 Nunez Community College

Operational Funds for new Physical Activities Center

**(7) Other Requirements**

20-945 State Aid to Local Government

Beacon Light Missionary Baptist Church

Friends of NORD

Inner City Wellness and Obesity Project-Sisters Making a Change

Jean Lafitte, Town of

Joe Brown Park

John R. Kelly Reservoir

McKenna Museum

New Orleans Computer Access Project

New Orleans Jazz and NY Lincoln Center at Congo Square

New Orleans Jazz and NY Lincoln Center

New Orleans Recreational Department

New Orleans Youth Sports Foundation

A New Creation

Northwest Louisiana Wild Turkey Federation

Pontilly Association for Pontchartrain Park

Practical Concepts CDC for rural housing counseling

Section 2.D. The balances for line item appropriations contained in Act 16 of the 2005 Regular Session of the Legislature for the following agencies of the state and for public and quasi-public entities or agencies other than the state, whether subject to or exempted from Section 18(B) of that Act, which are either unexpended or unencumbered or are not required to satisfy any outstanding unsettled claims, provided that the commissioner is authorized to satisfy such unsettled claims, shall be reduced by ten (10%) percent, provided, however, that for the specific appropriations itemized in Subsections C and E of the provisions of the respective Subsection shall control and the provisions of this Subsection shall not be applicable.

**(1) Executive Department**

01-133 Elderly Affairs

**(2) Elected Officials**

04-141 Office of the Attorney General

04-146 Office of the Lieutenant Governor

**(3) Department of Economic Development**

05-252 Office of Business Development

**(4) Department of Culture, Recreation and Tourism**

06-264 Office of State Parks

06-265 Office of Cultural Development

06-267 Office of Tourism

Urban Outdoor Sporting and Fishing Education and Training

**(5) Department of Transportation and Development**

07-273 Administration

07-276 Engineering and Operations

**(6) Department of Public Safety and Corrections**

08-420 Office of Motor Vehicles.

**(7) Department of Health and Hospitals**

09-307 Office of the Secretary

09-326 Office of Public Health

09-330 Office of Mental Health

**(8) Department of Social Services**

10-370 Office of Community Services

**(9) Department of Natural Resources**

11-431 Office of the Secretary

**(10) Department of Labor**

14-474 Office of Workforce Development

**(11) Department of Wildlife and Fisheries**

16-514 Office of Fisheries

**(12) Higher Education**

19-671 Board of Regents

19-600 Louisiana State University Board of Supervisors

19-615 Southern University Board of Supervisors

19-649 Louisiana Community and Technical College Board of Supervisors

**(13) Other Requirements**

20-930 Higher Education

20-945 State Aid to Local Government Entities

Section 2.E. The commissioner of administration is authorized and directed to reduce the State General Fund (Direct) and State General Fund by Statutory Dedications appropriations contained in Act 16 of the 2005 Regular Session of the Legislature for the following agencies in the following amounts:

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### (1) Department of Economic Development

05-252 Office of Business Development

Greater New Orleans Sports Foundation by \$225,000.  
Ryan Street in Lake Charles for economic development purposes by \$100,000.  
Southwest Louisiana Partnership for Economic Development by \$52,276.  
New Orleans Computer Technical Village by \$65,000.  
Poverty Point Program by \$25,000.

### (2) Higher Education

19-671 Board of Regents

Health Care Workforce Development Initiatives by \$100,000.  
West Jefferson Learning Center by \$100,000.

19-600 Louisiana State University Board of Supervisors - Louisiana State University Health Sciences

David Raines Health Center by \$25,000.

19-600 Louisiana State University Board of Supervisors UNO

Tourism and Hospitality Initiative by \$20,000.

### (3) Other Requirements

20-945 State Aid to Local Government

A Greater New Orleans Service Corporation by \$95,000.  
Dryades YMCA (School of Commerce) by \$45,000.  
Dryades YMCA (Youth in Government Civic Education) by \$190,000.  
Human Assistance Needs and Development Corporation by \$37,500.  
Old Ursuline Convent in New Orleans by \$100,000.  
Spring Street Historical Museum in Shreveport by \$22,500.  
Succor, Inc. by \$135,000.  
City of Westwego for Historic Sala Avenue by \$42,500."

#### AMENDMENT NO. 6

On page 7, delete lines 24 through 30 in their entirety, and on page 8, delete lines 1 through 11 in their entirety

Rep. Robert Carter asked for and obtained a division of the question.

Rep. Hunter moved adoption of Amendment Nos. 1, 2, 3, and 4.

Rep. Alario objected.

By a vote of 23 yeas and 78 nays, the amendments were rejected.

Rep. Hunter moved adoption of Amendment No. 5.

Rep. Alario objected.

By a vote of 25 yeas and 77 nays, the amendment was rejected.

Rep. Hunter moved adoption of Amendment No. 6.

Rep. Alario objected.

By a vote of 21 yeas and 82 nays, the amendment was rejected.

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

#### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Alario to Engrossed House Bill No. 156 by Representative Alario

#### AMENDMENT NO. 1

On page 3, at the beginning of line 12, delete "(1)"

#### AMENDMENT NO. 2

On page 7, line 13, after "2004-2005" and before "designated" delete "and" and insert "as"

#### AMENDMENT NO. 3

On page 8, line 3, after "Fund" and before "by \$1,274,319" insert "for Fiscal Year 2005-2006"

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

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

#### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Mr. Speaker	Frith	Odinot
Alario	Gallot	Pierre
Alexander	Geymann	Pinac
Ansardi	Glover	Pitre
Arnold	Gray	Powell, M.
Badon	Greene	Powell, T.
Baldone	Guillory, E.	Quezaire
Barrow	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Beard	Harris	Robideaux
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.
Burrell	Hunter	Smith, J.D.-50th
Carter, K.	Hutter	Smith, J.H.-8th
Carter, R.	Jackson	Smith, J.R.-30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Cravins	Katz	Thompson
Curtis	Kennard	Toomy
Damico	Kenney	Townsend
Daniel	Kleckley	Trahan
Dartez	LaBruzzo	Triche
DeWitt	LaFleur	Tucker
Doerge	LaFonta	Waddell
Dorsey	Lambert	Walker
Dove	Lancaster	Walsworth
Downs	Marchand	White
Durand	Martiny	Winston
Erdey	McDonald	Wooton
Fannin	McVea	Wright
Farrar	Montgomery	
Faucheux	Morrish	
Total - 100		

#### **NAYS**

Morrell  
Total - 1

## ABSENT

Baylor  
Crowe  
Total - 4

Heaton  
Romero

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Suspension of the Rules**

On motion of Rep. Alario, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

**HOUSE BILL NO. 140—**

BY REPRESENTATIVES ALARIO, SALTER, DEWITT, DORSEY, AND HAMMETT AND SENATORS HEITMEIER, HINES, AND MOUNT  
AN ACT

To enact R.S. 39:94(C)(4), relative to the Budget Stabilization Fund; to provide for the balance in the Budget Stabilization Fund; to define total state revenue receipts for purposes of determining the balance in the fund; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Alario to Engrossed House Bill No. 140 by Representative Alario

**AMENDMENT NO. 1**

On page 1, line 17, after "Administration" and before the period " " insert "or other federal sources providing disaster relief assistance"

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

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

**ROLL CALL**

The roll was called with the following result:

## YEAS

Mr. Speaker	Faucheux	Morrell
Alario	Frith	Morrish
Alexander	Gallot	Odinet
Ansardi	Geymann	Pierre
Arnold	Glover	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.
Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammett	Richmond
Beard	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider

Burrell  
Carter, K.  
Carter, R.  
Cazayoux  
Crane  
Cravins  
Crowe  
Curtis  
Damico  
Daniel  
Dartez  
DeWitt  
Doerge  
Dorsey  
Dove  
Downs  
Durand  
Erdey  
Fannin  
Farrar

Total - 105

Hopkins  
Hunter  
Hutter  
Jackson  
Jefferson  
Johns  
Katz  
Kennard  
Kenney  
Kleckley  
LaBruzzo  
LaFleur  
LaFonta  
Lambert  
Lancaster  
Marchand  
Martiny  
McDonald  
McVea  
Montgomery

Smiley  
Smith, G.  
Smith, J.D.—50th  
Smith, J.H.—8th  
Smith, J.R.—30th  
St. Germain  
Strain  
Thompson  
Toomy  
Townsend  
Trahan  
Triche  
Tucker  
Waddell  
Walker  
Walsworth  
White  
Winston  
Wooton  
Wright

## NAYS

Total - 0

## ABSENT

Total - 0

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 160—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 49:1053(A), (C)(15) through (17), (D), (E), and (F) and 1054 and to enact R.S. 49:1053(C)(18) through (21), 1054.1, and 1055(D), relative to the Louisiana Geographic Information Systems Council; to provide for membership of the Louisiana Geographic Information Systems Council; to provide for the duties of the Louisiana Geographic Information Systems Council and its staff; to provide for the powers, functions, and duties of the Louisiana Geographic Information Center; to provide for the protection and confidentiality of certain information; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 160 by Representative Montgomery

**AMENDMENT NO. 1**

On page 2, line 21, delete   \*\*       \*       \* "

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Montgomery to Engrossed House Bill No. 160 by Representative Montgomery

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### AMENDMENT NO. 1

On page 1, line 2, after "through" change "(17)," to "(18),"

### AMENDMENT NO. 2

On page 1, line 3, after "R.S. 49:1053(C)" change "(18)" to "(19)"

### AMENDMENT NO. 3

On page 1, line 11, after "through" change "(17)," to "(18),"

### AMENDMENT NO. 4

On page 1, line 12, after "R.S. 49:1053(C)" change "(18)" to "(19)"

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

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

### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

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

Total - 105

#### **NAYS**

Total - 0

#### **ABSENT**

Total - 0

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

### **Suspension of the Rules**

On motion of Rep. Hammett, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

### **HOUSE BILL NO. 40—**

BY REPRESENTATIVES HAMMETT, MONTGOMERY, PINAC, ARNOLD, CURTIS, DARTEZ, FAUCHEUX, HILL, KENNEY, AND JANE SMITH  
AN ACT

To amend and reenact R.S. 47:331(P)(2), relative to the state sales and use tax; to provide a reduction in the rate of the sales tax for sales of natural gas and electricity; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hebert to Engrossed House Bill No. 40 by Representative Hammett

### AMENDMENT NO. 1

On page 1, line 2, change "47:331(P)(2)" to "47:302(R)"

### AMENDMENT NO. 2

On page 1, line 3, after "electricity" and before the semicolon ";," insert "for certain consumers"

### AMENDMENT NO. 3

On page 1, line 6, change "47:331(P)(2)" to "47:302(R)"

### AMENDMENT NO. 4

On page 1, delete lines 7 through 22 in their entirety and insert the following:

"§302. Imposition of tax

R.(1) Notwithstanding any other provision of law to the contrary, including but not limited to any contrary provisions of this Chapter, for the period July 1, 2004 through June 30, 2009, the exemptions to the tax levied pursuant to the provisions of this Section, except for those exemptions provided by R.S. 39:467 and 468, R.S. 47:305(A)(1), (B), (D)(1)(f), (j), (k), (l), (m), (s), and (t), and (G), 305.1, 305.2, 305.3, 305.8, 305.10, 305.14, 305.15, 305.20, 305.25(A)(1) and (2), 305.37, 305.38, 305.46, 305.50, and 305.51, and R.S. 51:1787, shall be inapplicable, inoperable, and of no effect.

(2) Notwithstanding the provisions of Paragraph (1) of this Section, the exemptions for natural gas and electric power or energy shall be applicable, operable, and effective for the period January 1, 2005, through June 30, 2009, for consumers with monthly expenses for natural gas and electric power or energy of ten thousand dollars or less.

\* \* \*

Rep. Hebert moved the adoption of the amendments.

Rep. Hammett objected.

By a vote of 10 yeas and 90 nays, the amendments were rejected.

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives K. Carter and Hebert to Engrossed House Bill No. 40 by Representative Hammett

#### AMENDMENT NO. 1

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

"Section 3. The provisions of this Act shall not apply to refining as defined in the North American Industry Classification System Code 32411."

#### AMENDMENT NO. 2

On page 2, line 3, change "Section 3." to "Section 4."

Rep. Karen Carter moved the adoption of the amendments.

Rep. Hammett objected.

By a vote of 22 yeas and 77 nays, the amendments were rejected.

Rep. Hammett moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

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

Total - 104

#### NAYS

Total - 0

#### ABSENT

Romero

Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

### Suspension of the Rules

On motion of Rep. Hammett, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

#### **HOUSE BILL NO. 39—**

BY REPRESENTATIVES HAMMETT, PINAC, ARNOLD, BALDONE, DARTEZ, FARRAR, FAUCHEUX, HEATON, HILL, KENNEY, LAMBERT, MONTGOMERY, SCALISE, JANE SMITH, AND TOWNSEND

#### AN ACT

To enact R.S. 47:305.54, relative to the state sales and use tax; to provide that the state sales or use tax shall not apply to manufacturing machinery and equipment purchased, leased, or rented or repaired by manufacturers for use in the replacement of hurricane-damaged equipment; to provide for the applicability of certain definitions; to provide for an effective date and expiration date for the Act; and to provide for related matters.

Called from the calendar.

Read by title.

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrish to Engrossed House Bill No. 39 by Representative Hammett

#### AMENDMENT NO. 1

On page 2, line 7, after "Rita" insert a period "." and delete the remainder of the line

#### AMENDMENT NO. 2

On page 2, delete line 8 in its entirety

Rep. Morrish moved the adoption of the amendments.

Rep. Hammett objected.

By a vote of 65 yeas and 34 nays, the amendments were adopted.

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives K. Carter and Hebert to Engrossed House Bill No. 39 by Representative Hammett

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### AMENDMENT NO. 1

On page 2, between lines 24 and 25, insert the following:

"Section 2. The provisions of this Act shall not apply to refining as defined in the North American Industry Classification System Code 32411."

### AMENDMENT NO. 2

On page 2, line 25, change "Section 2." to "Section 3."

Rep. Karen Carter moved the adoption of the amendments.

Rep. Hammett objected.

By a vote of 25 yeas and 76 nays, the amendments were rejected.

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

### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Harris	Robideaux
Bowler	Heatton	Scalise
Bruce	Hebert	Schneider
Bruneau	Hill	Smiley
Burns	Honey	Smith, G.
Burrell	Hopkins	Smith, J.D.—50th
Carter, K.	Hunter	Smith, J.H.—8th
Carter, R.	Hutter	Smith, J.R.—30th
Cazayoux	Jackson	St. Germain
Crane	Jefferson	Strain
Cravins	Johns	Thompson
Crowe	Katz	Toomy
Curtis	Kennard	Townsend
Damico	Kenney	Trahan
Daniel	Kleckley	Triche
Dartez	LaBruzzo	Tucker
DeWitt	LaFleur	Waddell
Doerge	LaFonta	Walker
Dorsey	Lambert	Walsworth
Dove	Lancaster	White
Downs	Martiny	Winston
Durand	McDonald	Wooton
Erdey	McVea	Wright
Fannin	Montgomery	
Farrar	Morrell	
Total - 103		

#### **NAYS**

Marchand  
Total - 1

#### **ABSENT**

Romero  
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

### **HOUSE BILL NO. 24—**

BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, DORSEY, PINAC, ARNOLD, BALDONE, BRUNEAU, DARTEZ, FARRAR, FAUCHEUX, HEATON, HILL, KENNEY, MONTGOMERY, ODINET, ROBIDEAUX, SCALISE, SCHNEIDER, JANE SMITH, TOWNSEND, AND WHITE

#### **AN ACT**

To amend and reenact R.S. 47:287.85(C)(2) and 293(3), relative to income tax of estates and trusts, corporations, and individuals; to provide that the deduction from state income taxes for federal income tax shall not be reduced by the amount of certain federal disaster relief tax credits; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives Hammett and Odinet to Engrossed House Bill No. 24 by Representative Hammett

### AMENDMENT NO. 1

On page 1, line 5, after "credits" and before the semicolon";" insert "and deductions"

### AMENDMENT NO. 2

On page 2, delete lines 10 through 12, and insert:

"(b)(i) Beginning for taxable years beginning in 2005, the federal income tax liability shall be increased by all of the following:

(aa) Any federal income tax credits determined by the secretary to be disaster relief credits granted for the Hurricane Katrina or Hurricane Rita presidential disaster areas.

(bb) The amount by which an individual's federal income tax due to the United States for the taxable period was decreased as a result of claiming a deduction for casualty losses if the secretary determines that such loss was incurred as a result of Hurricane Katrina or Rita in a presidential disaster area.

(ii) Any determination to be made by the secretary as provided for in this Subparagraph shall be made in accordance with rules and regulations promulgated by the secretary and approved by the Senate Revenue and Fiscal Affairs Committee and the House Committee on Ways and Means meeting jointly."

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

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

### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre



Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Hammett	Ritchie
Beard	Harris	Robideaux
Bowler	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kennard	Toomy
Damico	Kenney	Townsend
Daniel	Kleckley	Trahan
DarteZ	LaBruzzo	Triche
DeWitt	LaFleur	Tucker
Doerge	LaFonta	Waddell
Dorsey	Lambert	Walker
Dove	Lancaster	Walsworth
Downs	Marchand	White
Durand	Martiny	Winston
Erdey	McDonald	Wooton
Fannin	Montgomery	Wright
Farrar	Morrell	

Total - 104

NAYS

Total - 0

ABSENT

McVea  
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 41—**

BY REPRESENTATIVES HAMMETT, PINAC, ARNOLD, BALDONE, DARTEZ, FARRAR, FAUCHEUX, HEATON, HILL, MONTGOMERY, ODINET, SCALISE, JANE SMITH, TOWNSEND, TUCKER, ALARIO, ALEXANDER, ANSARDI, BEARD, BOWLER, BRUCE, BURNS, BURRELL, CAZAYOUX, CRANE, DAMICO, DANIEL, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FRITH, GEYMAN, GLOVER, GREENE, E. GUILLORY, M. GUILLORY, HARRIS, HEBERT, HONEY, HOPKINS, HUTTER, JACKSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAMBERT, LANCASTER, MARTINY, MCDONALD, MCVEA, MORRELL, PIERRE, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, SALTER, SMILEY, GARY SMITH, JACK SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TRAHAN, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, WOOTON, AND WRIGHT AND SENATORS HEITMEIER, HINES, AND MOUNT

**AN ACT**

To amend and reenact R.S. 47:609(A), relative to the corporation franchise tax; to provide for the computation of borrowed capital which includes extraordinary debt incurred by corporations directly affected by Hurricanes Katrina and Rita; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hammett to Engrossed House Bill No. 41 by Representative Hammett

**AMENDMENT NO. 1**On page 2, line 9, after "revenue" and before "for" insert "derived in the state"**AMENDMENT NO. 2**On page 2, at the end of line 10, change "a" to "one or more"**AMENDMENT NO. 3**On page 2, at the end of line 12, change "Area" to "Areas"**AMENDMENT NO. 4**On page 2, line 13, after "assets" and before "were" insert "in the state"**AMENDMENT NO. 5**On page 2, line 14, after "in" and before "Hurricane" change "a" to "one or more"**AMENDMENT NO. 6**On page 2, line 15, change "Area" to "Areas"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Katz to Engrossed House Bill No. 41 by Representative Hammett

**AMENDMENT NO. 1**

On page 2, delete lines 5 through 21 in their entirety and insert the following:

"(2) For taxable periods beginning after August 28, 2005, and ending before August 28, 2007, the computation of taxable capital shall not include borrowed capital."

**Point of Order**

Rep. Jack Smith asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

**Ruling of the Chair**

The Chair ruled that the above amendments were germane to the subject matter contained in the bill as introduced.

Rep. Katz moved the adoption of the amendments.

Rep. Hammett objected.

By a vote of 43 yeas and 53 nays, the amendments were rejected.

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaFonta to Engrossed House Bill No. 41 by Representative Hammett

#### AMENDMENT NO. 1

On page 2, between lines 22 and 23, insert the following:

"Section 2. The provisions of this Act shall apply to any corporation, including but not limited to, Terry Bradshaw and Associates, which may borrow capital for the purposes of purchasing any National Football League (NFL) franchise team, which said incurred debt is to be used to revitalize a Hurricane Katrina or Rita Federal Emergency Management Agency Individual Assistance Area.

Section 3. The provisions of this Act shall not be used to benefit the current owner of the New Orleans Saints professional football team or any relatives thereof."

#### AMENDMENT NO. 2

On page 2, line 23, change "Section 2." to "Section 4."

Rep. LaFonta moved the adoption of the amendments.

Rep. Katz objected.

By a vote of 43 yeas and 55 nays, the amendments were rejected.

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

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Faucheux	Morrell
Alario	Frith	Morrish
Alexander	Gallot	Odinot
Ansardi	Geymann	Pierre
Arnold	Glover	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.
Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammett	Richmond
Beard	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.D.—50th
Cazayoux	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell

Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Farrar	Montgomery	Wright

Total - 105

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

### Suspension of the Rules

On motion of Rep. Montgomery, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

#### HOUSE BILL NO. 42—

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

#### AN ACT

To enact R.S. 47:305.54, relative to the state sales and use tax; to enact the 2005 Louisiana Sales Tax Holiday Act; to provide that the state sales and use tax shall not apply to consumer purchases of tangible personal property for non-business use on a certain date from certain selling dealers; to provide restrictions on the types and cost of purchases that are eligible for exemption; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed House Bill No. 42 by Representative Montgomery

#### AMENDMENT NO. 1

On page 1, line 4, after "property" and before "on" delete "for non-business use"

#### AMENDMENT NO. 2

On page 1, line 15, after "property" and before "that" delete "for non-business use"

AMENDMENT NO. 3

On page 1, line 19, after "unit" delete the remainder of the line

AMENDMENT NO. 4

On page 2, at the beginning of line 1, delete "trade, business, or profession"

**Point of Order**

Rep. DeWitt asked for a ruling from the Chair as to whether the object of the above bill is within the listing of objects contained in the governor's proclamation for this extraordinary session.

**Ruling of the Chair**

The Chair ruled that the object of the above bill was within the listing of objects contained in the governor's proclamation for this extraordinary session.

Rep. Hebert moved the adoption of the amendments.

Rep. Montgomery objected.

By a vote of 58 yeas and 39 nays, the amendments were adopted.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Daniel to Engrossed House Bill No. 42 by Representative Montgomery

AMENDMENT NO. 1

On page 3, delete lines 11 through 14 in their entirety.

Rep. Daniel moved the adoption of the amendments.

Rep. Montgomery objected.

By a vote of 56 yeas and 42 nays, the amendments were adopted.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Richmond to Engrossed House Bill No. 42 by Representative Montgomery

AMENDMENT NO. 1

On page 1, at the end of line 16, insert the following:

"Beginning in calendar year 2006, and every year thereafter, the sales tax levied by the state of Louisiana and its political subdivision whose boundaries are coterminous of those of the state shall not apply to consumer purchases of tangible personal property for non-business use that occur on the first weekend of August."

Rep. Richmond moved the adoption of the amendments.

Rep. Crowe objected.

By a vote of 83 yeas and 9 nays, the amendments were adopted.

Rep. Montgomery moved the final passage of the bill, amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Frith	Morrell
Alario	Gallot	Morrish
Alexander	Geymann	Odinet
Ansardi	Glover	Pierre
Arnold	Gray	Pinac
Badon	Greene	Pitre
Baldone	Guillory, E.	Powell, M.
Barrow	Guillory, M.	Powell, T.
Baudoin	Hammett	Quezaire
Baylor	Harris	Richmond
Beard	Heaton	Ritchie
Bowler	Hebert	Robideaux
Bruce	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Schneider
Burrell	Hunter	Smiley
Carter, K.	Hutter	Smith, G.
Carter, R.	Jackson	Smith, J.D.—50th
Cazayoux	Jefferson	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Cravins	Katz	St. Germain
Curtis	Kennard	Strain
Damico	Kenney	Thompson
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker
Downs	Marchand	Walsworth
Durand	Martiny	White
Erdey	McDonald	Winston
Farrar	McVea	Wooton
Faucheux	Montgomery	Wright
Total - 102		

**NAYS**

Fannin  
Total - 2

Toomy

**ABSENT**

Crowe  
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Senate Bills and Joint Resolutions on Third Reading and Final Passage**

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

**Regular Calendar**

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### SENATE BILL NO. 8—

BY SENATOR MURRAY

#### AN ACT

To enact R.S. 45:859, relative to utilities; to provide that restoration and rebuilding of certain utilities is a valid public purpose; and to provide for related matters.

Rep. Bruneau moved the final passage of the bill.

#### ROLL CALL

The roll was called with the following result:

##### YEAS

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

Total - 102

##### NAYS

Total - 0

##### ABSENT

Ansardi	Martiny	White
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Total - 3

The Chair declared the above bill was finally passed.

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

### SENATE BILL NO. 10—

BY SENATORS NEVERS AND MURRAY

#### AN ACT

To enact R.S. 23:1474(J), relative to unemployment compensation; to provide with respect to the maximum amount of wages on which contribution rates are assessed; to suspend the application of reductions in weekly benefit amounts payable to claimants; to provide for the state unemployment trust fund; and to provide for related matters.

Read by title.

Rep. Hunter moved the final passage of the bill.

#### ROLL CALL

The roll was called with the following result:

##### YEAS

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

Total - 103

##### NAYS

Total - 0

##### ABSENT

Ansardi	Martiny
---------	---------

Total - 2

The Chair declared the above bill was finally passed.

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

### Petitions, Memorials and Communications

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

### Message from the Senate

#### SENATE BILLS

November 15, 2005

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

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

Senate Bill Nos. 4 and 89

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### **Suspension of the Rules**

On motion of Rep. Marchand, the rules were suspended in order to take up the bills contained in the message at this time.

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

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

#### **SENATE BILL NO. 4—**

BY SENATORS SCHEDLER AND DUPRE  
AN ACT

To amend and reenact R.S. 39:1410.60(A), relative to certain governmental entities; to provide for an extension of time for preparation of certain financial documents in the event of a gubernatorial declared disaster or emergency; and to provide for related matters.

Read by title.

#### **SENATE BILL NO. 89—**

BY SENATOR JONES

AN ACT

To enact R.S. 18:401.3, relative to holding certain elections; to provide for elections impaired as a result of a gubernatorially declared disaster or emergency; to provide for procedures for voter registration, early voting, absentee voting by mail, and election day voting; to provide for compliance with the Voting Rights Act of 1965; and to provide for related matters.

Read by title.

### **Message from the Senate**

#### **HOUSE BILLS**

November 15, 2005

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

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

House Bill No. 84  
Returned without amendments

House Bill No. 94  
Returned without amendments

House Bill No. 95  
Returned without amendments

House Bill No. 96  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### **Message from the Senate**

#### **ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS**

November 15, 2005

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. 16, 18, 23, 24, and 26

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### **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. 10—**

BY REPRESENTATIVE HONEY

A RESOLUTION

To commend Reverend Gardner C. Taylor and to welcome him to Louisiana.

Read by title.

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

#### **HOUSE CONCURRENT RESOLUTION NO. 46—**

BY REPRESENTATIVE HEBERT

A CONCURRENT RESOLUTION

To urge and request the State Bond Commission to rescind the lines of credit granted at its October 20, 2005, meeting.

Read by title.

On motion of Rep. Hebert, and under a suspension of the rules, the above resolution was referred to the Committee on Ways and Means, under the rules.

#### **HOUSE CONCURRENT RESOLUTION NO. 47—**

BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To urge and request congress to encourage the banking industry to assist senior citizens and disabled persons without identification due to Hurricanes Katrina and Rita with negotiating their Social Security Supplemental Security Income checks.

Read by title.

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

Ordered to the Senate.

#### **HOUSE CONCURRENT RESOLUTION NO. 48—**

BY REPRESENTATIVE WALKER

A CONCURRENT RESOLUTION

To commend and express support for Louisiana: Vision 2020.

Read by title.

On motion of Rep. Walker, 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 placed upon the calendar for their second reading and, under a suspension of the rules, were referred to committee as follows:

#### HOUSE BILL NO. 165—

BY REPRESENTATIVE FRITH

##### AN ACT

To enact R.S. 40:2007.1 and 2116(J) and R.S. 46:437.11(F), relative to the licensure of health care providers; to provide relative to health care services in areas affected by declarations of emergency or disaster; to provide relative to the interruption of health care services; to provide relative to replacement and repair of health care facilities in certain areas; to provide relative to facility need review approvals for certain health care providers; to provide for licensure and facility need review; to provide relative to the termination of provider agreements; and to provide for related matters.

Read by title.

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

#### HOUSE BILL NO. 166—

BY REPRESENTATIVES ROBIDEAUX AND FRITH AND SENATORS MICHOT AND N. GAUTREAUX

##### AN ACT

To enact R.S. 49:213.11, relative to hurricane protection and coastal conservation; to authorize a hurricane protection feasibility study; to authorize and provide for the development and implementation of an intracoastal protection highway; to provide definitions, powers, and duties; and to provide for related matters.

Read by title.

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

### Privileged Report of the Committee on Enrollment

November 15, 2005

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

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

The following House Concurrent Resolutions have been properly enrolled:

#### HOUSE CONCURRENT RESOLUTION NO. 4—

BY REPRESENTATIVE HUTTER

##### A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to create a national wind insurance program to be combined with the National Flood Insurance Program in order to create a national catastrophe insurance program.

#### HOUSE CONCURRENT RESOLUTION NO. 12—

BY REPRESENTATIVES BRUNEAU, BRUCE, CROWE, DOERGE, FRITH, KLECKLEY, LAFONTA, PINAC, T. POWELL, RITCHIE, STRAIN, TRAHAN, WADDELL, WHITE, ALARIO, ALEXANDER, ANSARDI, BADON, BALDONE, BAUDOIN, BEARD, BOWLER, BURRELL, K. CARTER, R. CARTER, CRANE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DURAND, ERDEY, FANNIN, FAUCHEUX, GLOVER, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT,

HONEY, HOPKINS, HUNTER, HUTTER, JOHNS, KATZ, KENNEY, LABRUZZO, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRISH, ODINET, PIERRE, PITRE, M. POWELL, QUEZAIRE, RICHMOND, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOWNSEND, TRICHE, TUCKER, WALKER, WALSWORTH, WINSTON, AND WOOTON

##### A CONCURRENT RESOLUTION

To urge and request the Office of Financial Institutions, the Federal Deposit Insurance Corporation, and the federal Office of the Comptroller of the Currency to provide flexibility for the modification of loan terms for entities and persons affected by Hurricanes Rita and Katrina.

#### HOUSE CONCURRENT RESOLUTION NO. 13—

BY REPRESENTATIVES JEFFERSON AND DORSEY

##### A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to develop and implement an age, grade, and geographically appropriate curriculum for disaster awareness education in all city, parish, and other local public school systems.

#### HOUSE CONCURRENT RESOLUTION NO. 15—

BY REPRESENTATIVE SCHNEIDER

##### A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to grant for distributions from DROP accounts to active state and local government employees who are members of public retirement systems similar tax relief as that provided to members of qualified retirement plans by the Katrina Emergency Tax Relief Act of 2005 and to permit such distributions from tax-qualified plans.

#### HOUSE CONCURRENT RESOLUTION NO. 23—

BY REPRESENTATIVES K. CARTER, ERDEY, FAUCHEUX, HARRIS, HEBERT, KLECKLEY, SCALISE, GARY SMITH, TOOMY, AND WALSWORTH

##### A CONCURRENT RESOLUTION

To memorialize the United States Congress to increase the coverage limit for a single-family structure under the National Flood Insurance Program from two hundred fifty thousand dollars to five hundred thousand dollars.

#### HOUSE CONCURRENT RESOLUTION NO. 24—

BY REPRESENTATIVES K. CARTER, BOWLER, ERDEY, FAUCHEUX, HEBERT, GARY SMITH, AND TOOMY

##### A CONCURRENT RESOLUTION

To urge and request the Louisiana Property and Casualty Insurance Commission to study and to work to bring more insurers who write supplemental flood insurance coverage into the state of Louisiana.

#### HOUSE CONCURRENT RESOLUTION NO. 25—

BY REPRESENTATIVE DORSEY

##### A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to promulgate rules in accordance with the Administrative Procedure Act to establish a plan to be implemented in times of emergency with regard to convicted sex offenders who are on supervised probation or parole.

#### HOUSE CONCURRENT RESOLUTION NO. 27—

BY REPRESENTATIVE SCHNEIDER

##### A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to grant to victims of Hurricane Rita similar tax relief as that provided by the Katrina Emergency Tax Relief Act of 2005, and to include distributions from DROP accounts to active state and local government employees who are members of public retirement systems and who are victims of Hurricane Katrina or Hurricane Rita as eligible retirement plan distributions, and to permit such distributions from tax-qualified plans.

**HOUSE CONCURRENT RESOLUTION NO. 31—**

BY REPRESENTATIVE GRAY

**A CONCURRENT RESOLUTION**

To strongly urge and request the Louisiana secretary of state to make every extraordinary effort and to work with other state and federal agencies to contact individuals displaced by Hurricanes Katrina and Rita in order to provide them information relative to their voting rights and how to register to vote and vote in upcoming elections

**HOUSE CONCURRENT RESOLUTION NO. 38—**

BY REPRESENTATIVE SCALISE

**A CONCURRENT RESOLUTION**

To memorialize the United States Congress to take such actions as are necessary to require all federal jobs that have been lost or relocated due to Hurricanes Katrina and Rita and their associated funding to be restored as soon as possible.

**HOUSE CONCURRENT RESOLUTION NO. 40—**

BY REPRESENTATIVE LAFONTA

**A CONCURRENT RESOLUTION**

To urge and request the Environmental Protection Agency (EPA) to conduct a comprehensive study of the sediment and the air and water quality in Orleans Parish and other parishes affected by Hurricane Katrina.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

**Suspension of the Rules**

On motion of Rep. Pierre, the rules were suspended to permit the Committee on Natural Resources to meet and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Bill No. 166

**Adjournment**

On motion of Rep. Kenney, at 7:50 P.M., the House agreed to adjourn until Wednesday, November 16,, 2005, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, November 16, 2005.

ALFRED W. SPEER  
Clerk of the House

