

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

**THIRTY-NINTH DAY'S PROCEEDINGS**

**Thirty-second Regular Session of the Legislature  
Under the Adoption of the  
Constitution of 1974**

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Tuesday, June 6, 2006

The House of Representatives was called to order at 2:00 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	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinet
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Harris	Robideaux
Bruce	Heaton	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Schneider
Burrell	Honey	Smiley
Carter, K.	Hopkins	Smith, G.
Carter, R.	Hunter	Smith, J.D.—50th
Cazayoux	Hutter	Smith, J.H.—8th
Chandler	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth

Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	
Total - 104		

**ABSENT**

Kennard  
Total - 1

The Speaker announced that there were 104 members present and a quorum.

**Prayer**

Prayer was offered by Dr. Joe Baugh.

**Pledge of Allegiance**

Rep. Walker 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. Lambert, the reading of the Journal was dispensed with.

On motion of Rep. Katz, and under a suspension of the rules, the Journal of June 5, 2006, was corrected to reflect her as voting nay on final passage of Senate Bill No. 394.

On motion of Rep. Katz the Journal of June 5, 2006, was adopted.

**Petitions, Memorials and  
Communications**

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

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

June 6, 2006

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

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 118 and 120

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 118—**

BY SENATOR MICHOT

**A CONCURRENT RESOLUTION**

To commend and congratulate Acadian Ambulance Service, Inc., and Air Med Services, L.L.C., for their outstanding rescue and recovery efforts following hurricanes Katrina and Rita.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 120—**  
BY SENATOR HINES AND REPRESENTATIVE LAFLEUR  
A CONCURRENT RESOLUTION

To commend Anne-Marie Fontenot of Sacred Heart High School upon her selection as a representative of south Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

Read by title.

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

**House and House Concurrent Resolutions**

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

**HOUSE CONCURRENT RESOLUTION NO. 263—**  
BY REPRESENTATIVES SALTER AND BRUNEAU AND SENATORS HINES AND JONES  
A CONCURRENT RESOLUTION

To adopt Joint Rule No. 20 of the Joint Rules of the Senate and House of Representatives relative to relative to the limitations on the filing and consideration of matters intended to have the effect of law and certain amendments thereto during regular sessions held in odd-numbered years;

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 268—**  
BY REPRESENTATIVES GLOVER AND MONTGOMERY  
A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals, the Department of Agriculture, and Forestry and the Department of Environmental Quality to take all action allowable by law to ensure that Louisiana Proteins, Inc. is in compliance with all laws, regulations, and permitting requirements applicable to its facility, to require Louisiana Proteins, Inc. to implement to the extent allowable by law, any and all controls necessary to mitigate and eliminate the noxious odor emanating from its meat processing and rendering facility, and to take enforcement action to the maximum extent allowable by law if Louisiana Proteins, Inc. is found to be in violation of any permit condition, law, or regulation.

Read by title.

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

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 99—**  
BY SENATOR BAJOE  
A CONCURRENT RESOLUTION

To urge and request the United States Department of Veterans Affairs and the Louisiana State University Health Care Services Division to execute to the fullest the terms established in the February 23, 2006 Memorandum of Understanding.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 105—**  
BY SENATOR JONES  
A CONCURRENT RESOLUTION

To urge and request the secretary of state to determine the practical and legal needs that must be taken to enable eligible voters displaced by a declared disaster to have the opportunity to vote on election day at locations in the state other than in the parish in which they are registered for all elections to be conducted in the parish in which the voter is registered, whether state, local, or federal elections.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 112—**  
BY SENATOR LENTINI  
A CONCURRENT RESOLUTION

To add the director of the division of long-term supports and services within the Department of Health and Hospitals as a member of the Implementation Team of the Louisiana Commission on Decision-Making of Persons with Cognitive Disabilities and to require a report of such team to the Senate Committee on Judiciary A and the House Committee on Civil Law and Procedure.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 113—**  
BY SENATOR MARIONNEAUX  
A CONCURRENT RESOLUTION

To urge and request the Louisiana Supreme Court, through its Chief Justice, to establish a committee to study attorney advertising and the need and feasibility of creating a standing committee to evaluate such advertising, provide written advisory opinions thereon, develop a handbook on advertising, and recommend amendments to the Rules of Professional Conduct.

Read by title.

**Motion**

On motion of Rep. Cravins, the resolution was returned to the calendar.

**SENATE CONCURRENT RESOLUTION NO. 116—**  
BY SENATOR ELLINGTON AND REPRESENTATIVE MCVEA  
A CONCURRENT RESOLUTION

To commend Mary Barber of West Feliciana High School upon her selection as an alternate representative of south Louisiana at the Hugh O'Brian World Leadership Congress to be held in July in Washington, D.C.

Read by title.

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

**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. 94—**BY SENATORS MICHOT AND HOLLIS  
AN ACT

To enact Chapter 31 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2101 through 2107, relative to economic development; to provide for the Small Business Restoration and Revitalization Act; to provide for legislative intent; to provide for definitions; to provide procedures and requirements for participation; to provide for the awarding of contracts; to provide for the termination of the program; to provide for severability; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 422—**BY SENATOR JACKSON  
AN ACT

To enact R.S. 24:515.1, relative to the legislative auditor; to require the legislative auditor to develop a uniform system of reporting all sources of revenue and expenditures relative to judicial district indigent defender boards, funds, and regional defense service centers; to require annual reporting of all major sources of revenues and expenditures through the new audit formats; to provide for uniformity, standardization, and consistency in terminology and classification for annual audit reports; to provide for compliance and reporting schedules; to provide for an effective date; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 645—**BY SENATORS MOUNT AND SCHEDLER AND REPRESENTATIVE BRUNEAU  
AN ACT

To amend and reenact R.S. 13:1, 474, 477(introductory paragraph), 691(A), 759, 842(A), 846(A)(introductory paragraph), and 901, R.S. 18:402(D), and R.S. 44:71; to enact R.S. 13:474.1, 477(41), 621.41, 621.42, 714.1, 714.2, 751.1, 751.2, 751.3, 751.4, 841.3, 983, 996.62 through 996.64, and Chapter 2-A of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:181 through 185; and to repeal R.S. 9:2745, R.S. 13:471, 1001 through 1147, 1271 through 1305, 1312, 1335 through 1347, and 1381.1 through 1400, R.S. 18:514(B), and Part III of Chapter 5 of Title 35 of the Louisiana Revised Statutes of 1950, comprised of R.S. 35:321 through 338, and Chapter 3 of Title 44 of the Louisiana Revised Statutes of 1950, comprised of R.S. 44:201 through 268, relative to the reorganization and consolidation of courts, offices, and officers of the judicial system in and for certain parishes; to provide relative to the register of conveyances and recordation for certain parishes; to provide, delineate, and otherwise designate the powers, authority, duties, functions, compensation, fees, and related matters concerning the civil and criminal district courts, clerks of the civil and criminal courts, the office and custodian of notarial records, the office of the register of conveyances, the office of the recorder of mortgages, and other judicial officers and officials for certain parishes, to create the Forty-First Judicial District, its subsequent courts, magistrate, and commissioners, to create the Consolidated Expense Fund for the Forty-First Judicial District and the Consolidated Expense Fund Board; to provide for the consolidation of certain offices and judicial expense funds; to provide for the election of a single clerk of court for certain parishes commencing with the next election for parochial and municipal officers in the parishes; to provide for effective dates; to abolish the office of the register of conveyances, the office of the recorder of mortgages, and the

office and custodian of notarial records; to provide transitional provisions; to request the Judicial Council to review and make recommendations on the optimum number of district court judges in certain parishes based on certain data; to request the Louisiana State Law Institute to change statutory references including the renumbering of provisions consistent with the provisions of this Act; to provide for an effective date; to provide for a referendum in Orleans Parish; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 660—**BY SENATOR BARHAM  
AN ACT

To amend and reenact R.S. 47:1709, 1952(C) and 1954, relative to ad valorem taxes; to eliminate ad valorem property tax on the premiums on and credit assessments related to any type or kind of insurance company; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 141—**BY SENATORS DUPLESSIS, BOASSO, QUINN AND SHEPHERD  
A JOINT RESOLUTION

Proposing to amend Article VII, Section 24 of the Constitution of Louisiana, to provide for a single tax assessor in Orleans Parish; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Called from the calendar.

Read by title.

**Motion**

Rep. Badon moved that Senate Bill No. 141 be designated as a duplicate of House Bill No. 642.

Rep. Richmond objected.

The roll being called, the Speaker declared 21 members objected to Senate Bill No. 141 being designated as a duplicate of House Bill No. 642.

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

**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. 242—**BY REPRESENTATIVE TRICHE  
A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to study certain issues relating to the co-ownership of property and make recommendations to the legislature prior to the 2007 Regular Session.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

**Senate Concurrent Resolutions  
Reported by Committee**

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

**SENATE CONCURRENT RESOLUTION NO. 28—  
BY SENATOR BOASSO**

**A CONCURRENT RESOLUTION**

To urge and request the governor and the Louisiana Recovery Authority to provide to each member of the legislature seven days before submitting for approval by a committee or by a house of the legislature any instrument which provides for expenditures of ten million dollars or more accurate detailed information explaining the proposal.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. Alario, the resolution was ordered passed to its third reading.

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

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

**HOUSE BILL NO. 295—  
BY REPRESENTATIVE RICHMOND  
A JOINT RESOLUTION**

Proposing to add Article VII, Section 18.1 of the Constitution of Louisiana, to provide for a state tax assessor and to repeal Article VII, Section 24, to repeal the provisions authorizing the election of a tax assessor in each parish and seven assessors in Orleans Parish; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

**HOUSE BILL NO. 370—  
BY REPRESENTATIVE DAMICO  
AN ACT**

To enact R.S. 42:851(Q), relative to state group insurance; to provide with respect to certain contributions for premiums for certain persons taking an early retirement pursuant to Act No. 194 of the 2004 Regular Session of the Legislature; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

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

AMENDMENT NO. 1

On page 1, line 12, after "System" and before "and" insert a comma "," and insert "or is employed as a probation and parole officer with the Department of Corrections,"

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. 642—  
BY REPRESENTATIVES BADON AND SCALISE  
A JOINT RESOLUTION**

Proposing to amend Article VII, Section 24 of the Constitution of Louisiana, to provide for a single tax assessor in Orleans Parish; 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 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. 642 by Representative Badon

AMENDMENT NO. 1

On page 2, line 4, after "held on" delete the remainder of the line, delete line 5 and insert "October 4, 2008."

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

On motion of Rep. Hammett, 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. 656—  
BY REPRESENTATIVES BADON, K. CARTER, AND SCALISE  
AN ACT**

To amend and reenact R.S. 9:1425, R.S. 11:1481(2)(b)(i), (c), and (d)(i), R.S. 13:4405, R.S. 18:602(C), R.S. 35:281, R.S. 42:261(D)(2), R.S. 44:205, R.S. 47:1901, 1901.1, 1903, 1903.2, 1904(A) and (B), 1905, 1906, 1907(A), 1908(C), 1925.3(A), 1931, 1932, 1952(F), 1956(A), 1958(E), 1959, 1964, 1969, 1987(A), 1992(F), 1993(D)(1), and 1997 and to repeal R.S. 47:1909, 1910, 1910.1, 1910.2, 1960, and 1992(G), relative to assessors; to provide for the consolidation of the assessors of Orleans Parish; to provide for changes to various provisions of law pertaining to assessment of property for ad valorem tax purposes to reflect a single assessor in Orleans Parish; 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. 728—**

BY REPRESENTATIVES LAMBERT, CAZAYOUX, AND MCDONALD  
AN ACT

To amend and reenact R.S. 47:481 and to enact Part XI-A of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:194, relative to certain state highways; to create the State Highway Improvement Fund as a special fund in the state treasury; to provide for the deposit and use of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 899—**

BY REPRESENTATIVE ALARIO AND SENATORS HEITMEIER AND HINES AND REPRESENTATIVES BADON, BALDONE, BAUDOIN, BAYLOR, BRUCE, BURRELL, CAZAYOUX, CHANDLER, CRAVINS, CURTIS, DANIEL, DARTEZ, DEWITT, DOERGE, DURAND, FARRAR, FRITH, GALLOT, GEYMAN, GLOVER, E. GUILLORY, M. GUILLORY, HARRIS, HEBERT, HONEY, HUNTER, HUTTER, JACKSON, KENNARD, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, MCDONALD, MONTGOMERY, MORRELL, ODINET, PIERRE, PINAC, M. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, JACK SMITH, JANE SMITH, ST. GERMAIN, THOMPSON, TOWNSEND, WADDELL, WALKER, WALSWORTH, WHITE, AND WOOTON AND SENATORS ADLEY, AMEDEE, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FONTENOT, B. GAUTREAU, N. GAUTREAU, JONES, MCPHERSON, MICHOT, NEVERS, ROMERO, AND SHEPHERD

AN ACT

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

Read by title.

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. 899 by Representative Alario

**AMENDMENT NO. 1**

On page 1, line 8, after "pay;" insert "to provide for effectiveness;"

**AMENDMENT NO. 2**

On page 2, line 6, delete "the amount of" and insert "an amount not to exceed"

**AMENDMENT NO. 3**

On page 2, line 19, delete "the amount of" and insert "an amount not to exceed"

**AMENDMENT NO. 4**

On page 3, line 3, delete "the amount of" and insert "an amount not to exceed"

**AMENDMENT NO. 5**

On page 3, line 20, delete "the amount of" and insert "an amount not to exceed"

**AMENDMENT NO. 6**

On page 3, line 27, delete "the amount of" and insert "an amount not to exceed"

**AMENDMENT NO. 7**

On page 4, line 3, after "July 1, 2006" change the semicolon ";" to a comma "," and delete the remainder of the line and delete lines 4 and 5 in their entirety and insert the following:

"but only in the event that monies are appropriated by an Act of the 2006 Regular Session of the Legislature to fund the provisions of Section 1 of this Act."

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. 1064—**

BY REPRESENTATIVE WINSTON  
AN ACT

To amend and reenact R.S. 47:103(D), 306(A)(4), 337.18(A)(4) and 1514, relative to extension of time to file returns and pay state taxes; to provide for an extension of time to file returns and pay state taxes; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 1064 by Representative Winston

**AMENDMENT NO. 1**

On page 1, line 2, delete "R.S. 47:1514" and insert "R.S. 47:103(D), 306(A)(4), 337.18(A)(4), and 1514"

**AMENDMENT NO. 2**

On page 1, line 3, after "state" and before "taxes" delete "sales"

**AMENDMENT NO. 3**

On page 1, line 6, after "Section 1." delete "R.S. 47:1514 is" and insert "R.S. 47:103(D), 306(A)(4), 337.18(A)(4), and 1514 are"

**AMENDMENT NO. 4**

On page 1, between lines 6 and 7, insert the following:

"§103. Time and place for filing returns; information concerning federal return

\* \* \*

D. The secretary may grant a reasonable extension of time for filing ~~returns; returns.~~ The extension period shall not to exceed six seven months from the date the Louisiana income tax return is due or the extended due date of the federal income tax return, whichever is later. The secretary may accept an extension of time to file a federal income tax return for the same taxable period as an extension of time to file a Louisiana income tax return or provide for the automatic extension of the Louisiana income tax return.

\* \* \*

§306. Returns and payment of tax; penalty for absorption

A.

\* \* \*

(4) The ~~collector secretary,~~ for good cause, may extend, for a period not to exceed thirty calendar days, the time for making any returns required under the provisions of this Chapter except in the event of a gubernatorially or presidentially declared disaster after which the secretary may extend the time for making returns required under the provisions of this Chapter for a period not to exceed sixty calendar days.

\* \* \*

§337.18. Returns and payment of tax; penalty for absorption

A.

\* \* \*

(4) The collector, for good cause, may extend, for a period not to exceed thirty days, the time for making any returns required under the provisions of this Chapter except in the event of a gubernatorially or presidentially declared disaster after which the collector may extend the time for making returns required under the provisions of this Chapter for a period not to exceed sixty calendar days.

\* \* \*\*

AMENDMENT NO. 5

On page 1, at the end of line 10, after "that" delete "such extensions" and insert "the extension period"

AMENDMENT NO. 6

On page 1, delete lines 11 through 16 in their entirety and insert the following:

"of time shall not exceed six months in the case of income taxes, seven months or the extended due date of the federal income tax return, whichever is later, in the case of income taxes, thirty or sixty calendar days in the case of sales taxes, as provided by R.S. 47:306(A)(4), and sixty calendar days in the case of any other"

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. 1400 (Substitute for House Bill No. 880 by Representative Hunter)**

BY REPRESENTATIVE HUNTER  
AN ACT

To amend and reenact R.S. 23:1203(B) and 1310.3(E) and to enact R.S. 23:1034.3, relative to medical service agreements; to

provide for workers' compensation medical provider reimbursement agreements; to provide for definitions; to provide for a compliance date; to provide for required provisions of a valid agreement; to provide for notice of changes; to provide for penalties; to provide for jurisdiction of disputes; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1401 (Substitute for House Bill No. 1318 by Representative Harris)**

BY REPRESENTATIVES RICHMOND AND HARRIS  
AN ACT

To enact Code of Criminal Procedure Article 334.1, relative to bail; to provide that a person arrested for a felony offense involving a firearm shall not be released on their own recognizance; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 1402 (Substitute for House Bill No. 1050 by Representative Frith)**

BY REPRESENTATIVE FRITH  
AN ACT

To enact R.S. 6:1421.1 and 1421.2, relative to loans; to provide for fees for a license to make title loans; to provide for a change of control fee; to provide for penalties; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

**Motion**

Rep. Harris moved to reconsider the vote by which the title to the substitute bill for House Bill No. 1318 was adopted on June 5, 2006.

Which motion was agreed to.

**HOUSE BILL NO. 1403 (Substitute for House Bill No. 1318 by Representative Harris)**

BY REPRESENTATIVES HARRIS AND RICHMOND  
AN ACT

To enact Code of Criminal Procedure Article 334.1, relative to bail; to provide that a person arrested for a felony offense involving a firearm shall not be released on their own recognizance; and to provide for related matters.

Read by title.

On motion of Rep. Harris, the substitute was adopted and became House Bill No. 1403 by Rep. Harris, on behalf of the Committee on Administration of Criminal Justice, as a substitute for House Bill No. 1318 by Rep. Harris.

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

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

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

#### SENATE BILL NO. 41—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1152(J)(4), relative to the Louisiana School Employees' Retirement System; to provide with respect to the Deferred Retirement Option Plan; to provide for calculation of benefits upon termination of plan participation and employment; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

#### SENATE BILL NO. 43—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:779(C), 780(A), and 783(I)(1)(a), relative to the Teachers' Retirement System of Louisiana; to provide with respect to benefits; to provide for disability retirement; to provide for benefits for a survivor of a disability retiree; to provide for reexamination; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

#### SENATE BILL NO. 49—

BY SENATOR MARIONNEAUX

AN ACT

To enact Code of Civil Procedure Article 2168, relative to courts, appellate procedure and opinions; to provide that opinions of the supreme court and courts of appeal shall be published; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

#### SENATE BILL NO. 88—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1006(A)(1) and (B), relative to the Louisiana School Employees' Retirement System; to provide with respect to reemployment of retirees; to provide for

limitation on earnings; to provide for payment to the system of amounts in excess of such limitation; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

#### SENATE BILL NO. 101—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 26:90(I) and (J) and 286(I) and (J), and to enact R.S. 26:90(K) and 286(K), relative to alcoholic beverages; to increase the penalties for selling alcoholic beverages to a minor; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 101 by Senator McPherson

##### AMENDMENT NO. 1

On page 1, line 2, after "R.S." delete the remainder of the line and insert "14:93.11(B),"

##### AMENDMENT NO. 2

On page 1, line 3, delete "and 286(K),"

##### AMENDMENT NO. 3

On page 1, line 6, change "R.S. 26:90(I) and (J) and 286(I) and (J) are" to "R.S. 14:93.11(B) is"

##### AMENDMENT NO. 4

On page 1, at the beginning of line 7, delete "and R.S. 26:90(K) and 286(K) are hereby enacted"

##### AMENDMENT NO. 5

On page 1, delete lines 8 through 17 in their entirety and insert the following:

"§93.11. Unlawful sales to persons under twenty-one

\* \* \*

B. Whoever violates the provisions of this Section shall be fined not ~~more than one hundred dollars or less than five hundred dollars nor more than one thousand dollars~~ and imprisoned for not ~~less than thirty days nor more than six months, or both.~~"

##### AMENDMENT NO. 6

On page 2, delete lines 1 through 21 in their entirety

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 122—**  
BY SENATOR MURRAY

AN ACT

To enact R.S. 33:2588, relative to municipal employees laid off due to the hurricanes of 2005; to provide a preference for displaced municipal employees; to provide for a termination date after which the preference shall no longer apply; to provide for an effective date; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 156—**

BY SENATOR ELLINGTON AND REPRESENTATIVE KENNEY  
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H), relative to the jurisdiction of city courts; to provide relative to the City Court of Winnsboro; to increase the jurisdictional amount in dispute in such court; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 156 by Senator Ellington

AMENDMENT NO. 1

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

"Section 2. The Louisiana State Law Institute is directed, if both SB 156 and HB 422 of this 2006 Regular Session of the Louisiana Legislature are enacted into law, regardless of which one is enacted last, to merge and incorporate SB 156 into HB 422 in the appropriate existing paragraph based on the jurisdictional amount in the correct alphabetical order."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 159—**  
BY SENATOR ELLINGTON

AN ACT

To amend and reenact Section 7(B)(1) of Act No. 1225 of the 2003 Regular Session of the Legislature, relative to juvenile justice; to add Franklin Parish to the list of parishes that are to be provided with increased availability of alternative programs for adjudicated juveniles and with a community-based system of care for such juveniles residing in those listed parishes; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 169—**  
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 13:969(G) and (I) and to enact R.S. 13:961(F)(1)(r), relative to court reporter fees in the Twenty-Ninth Judicial District Court; to authorize the judges en banc to set the fees for each page and for each copied page of transcribed testimony; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 169 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 15, after "law" and before the period "." insert a comma "," and add "which fee shall not exceed two dollars and seventy-five cents for each thirty-two-line page and a fee not to exceed twenty-five cents per copy per page of transcribed testimony"

AMENDMENT NO. 2

On page 2, line 6, after "testimony" and before "shall" insert a comma "," and add "which fee shall not exceed two dollars and seventy-five cents for each thirty-two-line page and a fee not to exceed twenty-five cents per copy per page of transcribed testimony."

AMENDMENT NO. 3

On page 2, line 25, after "testimony" and before "shall" insert a comma "," and add "which fee shall not exceed two dollars and seventy-five cents for each thirty-two-line page and a fee not to exceed twenty-five cents per copy per page of transcribed testimony."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 181—**  
BY SENATOR JONES

AN ACT

To enact Subpart G of Part II of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:2892.1 through 2892.9, relative to property adjudicated to a municipality; to provide for the authorization of the city of Monroe to adjudicate property; to provide for notice to the owner; to provide for the applicability to redemptive periods; to provide for a deposit of monies sufficient to cover the expenses of the sale, advertisement, taxes due and other costs associated with the sale; to provide for the sale or transfer of adjudicated property; to provide for an effective date; and to provide for related matters.

Read by title.

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

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 181 by Senator Jones

AMENDMENT NO. 1

On page 4, line 24, following "shall" and before "less" change "not sell for" to "be for no"

AMENDMENT NO. 2

On page 5, line 1, between the "1" and "the" insert "but before the signing of the ex parte order of possession and transfer of ownership."

AMENDMENT NO. 3

On page 5, line 2, following "1" delete the remainder of the line

AMENDMENT NO. 4

On page 5, line 3, delete "possession and transfer of ownership."

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 214—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 13:2500(C)(1), relative to municipal courts; to provide for penalties for the violation of a municipal ordinance in New Orleans; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 214 by Senator Murray  
AMENDMENT NO. 1

On page 1, line 10, after "dollars" delete the remainder of the line and insert in lieu thereof "as"

AMENDMENT NO. 2

On page 1, at the beginning of line 11, delete "amount"

AMENDMENT NO. 3

On page 1, line 14, after the period "." add "The authority of a local governing authority to replicate state criminal statutes by local ordinance pursuant to the provisions of R.S. 14:143 shall apply to misdemeanors only."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 226—**  
BY SENATOR N. GAUTREAU  
AN ACT

To repeal R.S. 13:2583(D), relative to constables; to remove the mandatory age requirement at which constables must retire; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 226 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, delete lines 2 through 3 in their entirety and insert the following:

"To amend and reenact R.S.13:2582(A) and 2583(A) and to repeal R.S. 13:2583(D), relative to qualifications for the offices of justice of the peace and constable; to provide for qualifications of office; to repeal provisions that provide that a constable shall not remain in office beyond his seventy-fifth birthday and exceptions for certain constables in office on August 15, 1995; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 5 through 10 in their entirety and insert the following:

"Section 1. R.S. 13:2582(A) and 2583(A) are hereby amended and reenacted to read as follows:

§2582. Justices of the peace; qualifications; election; term of office; nullity; persons ineligible

A.(1) Each justice of the peace shall be of good moral character, a qualified elector, a resident of the ward and district from

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which elected, and able to read and write the English language correctly. Each person qualifying for the office of justice of the peace shall possess a high school diploma or its equivalent as determined by the State Board of Elementary and Secondary Education by the date of qualification to run for office in the year 2008. Each shall possess such other qualifications as are provided by law.

(2) Beginning in the year 2008, to qualify to run for the office of justice of the peace, a person shall not have attained the age of seventy years by the date of qualification to run for office. A justice of the peace who attains seventy years of age while serving a term of office shall be allowed to complete that term of office.

\* \* \*

§2583. Constables; election; term of office; qualifications

A. (1) There shall be one constable for the court of each justice of the peace in the several parishes of the state, who shall be of good moral character, be able to read and write the English language, possess a high school diploma or its equivalent as determined by the State Board of Elementary and Secondary Education, and be an elector and resident of the ward or district from which elected. However, the requirement of a high school diploma or its equivalent does not apply to any constable who was in office as a constable or elected to the office of constable on or before November 19, 1995, in terms of his qualification to remain in office or to seek reelection to a consecutive term. He shall possess such other qualifications as are provided by law.

(2) Beginning in the year 2008, to qualify to run for the office of constable, a person shall not have attained the age of seventy years of age by the date of qualification to run for office. A constable who attains seventy years of age while serving a term of office shall be allowed to complete that term of office.

\* \* \*

Section 2. R.S. 13:2583(D) is hereby repealed in its entirety."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 245—  
BY SENATOR MICHOT

AN ACT

To enact R.S. 33:2738.85, relative to the sales and use tax of political subdivisions; to authorize certain governing authorities of certain parishes to increase the rate of their sales tax if approved by the electorate of the parish; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 245 by Senator Michot

AMENDMENT NO. 1

On page 1, delete line 3, and insert:

"authorize certain parishes, and certain municipalities and districts within such parishes, to increase the rate of their"

AMENDMENT NO. 2

On page 1, line 4, change "electorate of the parish;" to "appropriate electorate; to provide that such tax authority shall not result in the limitation of prior tax authority;"

AMENDMENT NO. 3

On page 1, at the end of line 9, delete "the" and on line 10, delete "governing authority of"

AMENDMENT NO. 4

On page 1, line 12, after "census," insert:

"the largest municipality within such parish, and any sales tax district or districts created by the governing authority of such parish pursuant to R.S. 33:2721.6"

AMENDMENT NO. 5

On page 1, line 14, after "Louisiana" delete the period "." and insert a semi-colon ";" and "provided that such levy shall not result in an increase in the rate of the sales and use tax rate levied within the parish or any portion of the parish in excess of one percent."

AMENDMENT NO. 6

On page 2, delete lines 3 through 6, and insert:

"authority granted to such parish, municipality, or sales tax district, or to the school board or any other political subdivision within such parish pursuant to any other provision of law, whether or not such additional tax has been levied on the effective date of this Section. Specifically, any tax levied under the authority of this Section shall not be used or included in the calculation of the tax limit authorization for any political subdivision in R.S. 33:2721.6."

AMENDMENT NO. 7

On page 2, line 8, change "parishes," to "parish, the governing authority of the largest municipality within such parish, or the governing authority of the sales tax district if the district is provided such authority, as the case may be."

AMENDMENT NO. 8

On page 2, line 12, after "parish" insert a comma "," and "municipality, or sales tax district, as the case may be."

AMENDMENT NO. 9

On page 2, line 14, delete "in the parish,"

AMENDMENT NO. 10

On page 2, line 18, after "of such parish," insert "municipality, or sales tax district, as the case may be."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 317—**

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:2179, relative to the Sheriffs' Pension and Relief Fund; to provide with respect to benefit limits; to provide for maximum benefits; to provide for benefit adjustment based on age and years of service; to authorize the board of trustees to establish a trust for compliance with requirements of the Internal Revenue Code; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 376—**

BY SENATOR DARDENNE

AN ACT

To enact R.S. 11:105(D), relative to provisions affecting more than one system; to provide for employer contributions; to provide for maintaining rates; to allow the Clerks' of Court Retirement and Relief Fund to reamortize certain unfunded accrued liabilities; to provide for approval of such reamortization; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 412—**

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 51:2133(A)(1) and (3) and (C), relative to the Child Performance Trust Act; to provide for the placing of a portion of gross earnings of a minor under contract for artistic or creative services in a trust account; to provide for financial institutions in which such a trust fund may be created; to provide for the charging of reasonable fees by a financial institution providing services as a fiduciary or trustee; to provide for which institutions operating in Louisiana may serve as a trustee of such a trust fund; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 428—**

BY SENATORS AMEDEE AND MARIONNEAUX

AN ACT

To amend and reenact R.S. 13:691(B)(3), and to enact R.S. 13:10.4, relative to judges; to provide with regard to the level of payment of premiums for health insurance for judges; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 428 by Senator Amedee

**AMENDMENT NO. 1**

On page 1, line 11, after "payment of" delete the remainder of the line and insert in lieu thereof "group premiums for the judge only"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 454—**

BY SENATORS ELLINGTON AND SMITH

AN ACT

To enact Chapter 23-A of Title 3 of Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:3751 and 3752, relative to the right of Louisiana farmers to supply Louisiana feedstock to renewable fuel manufacturing facilities operating in Louisiana; to encourage the use of Louisiana harvested crops in the production of renewable fuels in Louisiana; to require operators of renewable fuel manufacturing facilities to provide notice of operation and contact information for the purchase of Louisiana feedstock; to require the collection and dissemination of information regarding the purchases of Louisiana feedstock in the manufacture of renewable fuels; to require the collection and dissemination of information regarding the sales of renewable fuels by Louisiana manufacturers; and to provide for related matters.

Read by title.

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

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 454 by Senator Ellington

**AMENDMENT NO. 1**

On page 1, line 13, change "24-A" to "23-A"

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

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

Under the rules, placed on the regular calendar.

### **SENATE BILL NO. 468—** BY SENATOR SCHEDLER

#### AN ACT

To amend and reenact Section 3(9)(a) and (b) and (19)(c) and (d) and to enact Section 3(19)(e) of Act No. 180 of the 1984 Regular Session of the Legislature, as amended by Act No. 570 of the 1992 Regular Session of the Legislature and Act No. 562 of the 2003 Regular Session of the Legislature, relative to St. Tammany Parish Hospital Service Districts Nos. 1 and 2; to provide relative to the authority of the boards to enter into certain employment contracts; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the local and consent calendar.

### **SENATE BILL NO. 469—** BY SENATOR SCHEDLER

#### AN ACT

To amend and reenact R.S. 33:4575, 4575.1(A) and (C) and 4575.3(7) and R.S. 47:322.37(B)(1), relative to recreational facilities; to rename the East St. Tammany Events Center District to the Northshore Harbor Center District; to provide for term limits for members of the board of commissioners; to provide for membership on the board of commissioners; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the local and consent calendar.

### **SENATE BILL NO. 601—** BY SENATOR N. GAUTREAUX

#### AN ACT

To enact Chapter 5-O of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.121 through 380.126, and R.S. 36:744(Z) and 801.19, relative to museums; to establish the Louisiana Military Hall of Fame and Museum in the Department of State; to provide for location of the facility; to provide for a governing board, membership, appointment, and compensation; to provide for duties and powers of the board; to provide for operating funds and appropriations by the legislature; to provide for donations, loans, disposition of property, and use of collections; to provide relative to the authority of the secretary of state with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 601 by Senator N. Gautreaux

#### AMENDMENT NO. 1

On page 2, at the beginning of line 16, after "(1)" and before "members" change "Six" to "Seven"

#### AMENDMENT NO. 2

On page 2, at the end of line 16, after "and" change "seven" to "six"

#### AMENDMENT NO. 3

On page 2, line 18, after "Representatives" and before "the" delete "and" and insert a comma " , "

#### AMENDMENT NO. 4

On page 2, line 19, after "Senate," insert "and the secretary of state"

#### AMENDMENT NO. 5

On page 7, line 29, after "the" and before "of the members" delete "unanimous approval of all" and insert "approval of a super majority"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

### **SENATE BILL NO. 622—** BY SENATOR ELLINGTON

#### AN ACT

To enact R.S. 33:1448(S), relative to group insurance; to provide for the payment of group insurance for certain retired sheriffs or deputy sheriffs who retired from the Franklin Parish Sheriff's Office; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

### **SENATE BILL NO. 640—** BY SENATOR DUPLESSIS

#### AN ACT

To enact R.S. 33:4711.1, relative to the sale of surplus movable property; to authorize Internet sales by political subdivisions; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 643—**  
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 13:996.52(A), relative to courts; to provide for the judicial expense fund for the Thirty-Eighth Judicial District Court; to increase court costs collected from a defendant who is convicted after trial, after plea of guilty, or who forfeits bond; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 658—**  
BY SENATOR ROMERO

AN ACT

To enact R.S. 33:2495.1, relative to civil service; to provide relative to municipal fire and police civil service systems; to provide for continuance of certain municipal fire and police civil service systems under certain circumstances; to provide certain requirements, terms, and conditions; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 663—**  
BY SENATOR N. GAUTREAUX

AN ACT

To enact R.S. 25:214.4, relative to the Vermilion Parish Library Board of Control; to provide for membership and representation on the board; to provide for duties and powers of the board; to provide for Senate confirmation; to provide for an effective date; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 663 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 3, after "board;" delete the remainder of the line and at the beginning of line 4, delete "powers of the board;"

AMENDMENT NO. 2

On page 2, delete lines 6 through 8 in their entirety

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 684—**  
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 33:4702(B)(2), (6) and (7), (C), (E)(1), (F) through (J), the introductory paragraph of R.S. 33:4703(C) and (C)(4), (7), (8), (9), (10), (11), (13) and (14), 4706(A), 4707(A)(1) through (10), (B) through (S), 4708(B), (C) and (D); to enact R.S. 33:4703(C)(15) through (18), 4707(A)(11) and (12), and (T) through (W); and to repeal R.S. 33:4702(E)(4) and (5) and 4880, relative to the New Orleans Regional Business Park; to provide with respect to the initial terms of the members appointed to the board; to provide with respect to removal of members of the board; to provide for an executive director; to provide with respect to plans submitted by the board and the process related to such plans; to provide with respect to incurring debt and the limitation on bonded indebtedness; to provide with respect to the board of liquidation; to provide with respect to the character of the designated project areas; to provide with respect to the authorization of taxes and the issuance and sale of bonds and other instruments of indebtedness; to provide with respect to the use of district funds; to define terms; and to provide for related matters.

Read by title.

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

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 684 by Senator Duplessis

AMENDMENT NO. 1

On page 3, line 19, following "to" and before "(2)" change "Subparagraph" to "Subparagraphs"

AMENDMENT NO. 2

On page 5, line 23, following "commissioners" and before "the district" insert "of"

AMENDMENT NO. 3

On page 27, line 11, following "fiduciary" and before "shall" delete "duty"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 699—**  
BY SENATOR BAJOE

AN ACT

To amend and reenact R.S. 49:149.61(D)(7), relative to the Rev. Avery C. Alexander Plaza; to extend the existence of the Rev. Avery C. Alexander Memorial Commission; to provide for an effective date; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the local and consent calendar.

**SENATE BILL NO. 709—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:4720.55(D), (E), (F)(1), 4720.57(F), 4720.71(1) through (21) and to enact R.S. 33:4720.57(G), 4720.71(22) through (30), and 4720.71.1, relative to the composition of the board of commissioners of the New Orleans Redevelopment Authority; to provide for the number of commissioners; to provide for the method of appointment of commissioners; to provide for the terms of commissioners; to provide for an effective date; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 744 (Substitute of Senate Bill No. 24 by Senator Nevers)—**  
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 23:1552 (B)(6) and (7), relative to unemployment compensation; to provide with respect to contributions; to provide for reimbursement of unemployment compensation benefits charged to state and local governments and eligible nonprofit organizations during a gubernatorially declared disaster or emergency; to provide for deferment of payments; to provide for the waiver of penalty and interest; to provide for extended payment terms; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 745 (Substitute of Senate Bill No. 516 by Senator Nevers)—**  
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 23:1195(A)(5), relative to group self-insurance funds for workers' compensation; to provide with respect to authorization, trade or professional association and initial financial requirements; to provide for the location of arrangements to pool liabilities to employees on account of personal injury and occupational disease arising out of or incurred during the course and scope of the employment relationship; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Labor and Industrial Relations to Reengrossed Senate Bill No. 745 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 14, change "(a)" to "(a)"

AMENDMENT NO. 2

On page 2, delete lines 13 through 22 in their entirety and insert in lieu thereof the following:

"(b) All original books, records, documents, accounts, and vouchers, or such reproductions thereof, shall be preserved and kept in this state for the purpose of examination and until the authority to destroy or otherwise dispose of the records is secured from the commissioner of insurance. All original records shall be maintained for the period commencing on the first day following the last period examined by the commissioner of insurance through the subsequent examination period, or three years, whichever is greater, except that any original whereby the member agrees to or acknowledges such member's in solido liability for liabilities of fund shall be permanently maintained."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**House and House Concurrent Resolutions on Third Reading for Final Consideration**

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

**HOUSE CONCURRENT RESOLUTION NO. 30—**  
BY REPRESENTATIVE GRAY

A CONCURRENT RESOLUTION

To urge and request the House Committee on Labor and Industrial Relations and the Senate Committee on Labor and Industrial Relations to meet and function as a joint committee to study domestic abuse and its effect in the workplace and to submit a report of its findings and recommendations to the governor and the legislature prior to the 2007 Regular Session of the Legislature.

Read by title.

On motion of Rep. Gray, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 120—**

BY REPRESENTATIVE GRAY

**A CONCURRENT RESOLUTION**

To request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and function as a joint committee to study the current laws and regulations governing children in foster care in the state, to study the laws, regulations, and procedures which govern social workers charged with monitoring children in foster care, and to make recommendations for changes in the laws, rules, and procedures governing children in foster care in Louisiana.

Read by title.

On motion of Rep. Gray, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 166—**

BY REPRESENTATIVE DURAND

**A CONCURRENT RESOLUTION**

To continue and provide with respect to the Louisiana Public Mental Health Review Commission.

Read by title.

On motion of Rep. Durand, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 206—**

BY REPRESENTATIVE MARTINY

**A CONCURRENT RESOLUTION**

To continue and provide for the Louisiana Task Force on Indigent Defense Services.

Read by title.

On motion of Rep. Martiny, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 232—**

BY REPRESENTATIVES M. POWELL, BURNS, FARRAR, FAUCHEUX, AND WHITE

**A CONCURRENT RESOLUTION**

To urge and request the Governor's Office of Homeland Security and Emergency Preparedness to facilitate, coordinate, and assist the prompt and timely payment of ambulance services rendered during the aftermath of Hurricanes Katrina and Rita and further to request that the office develop policies to coordinate the expeditious allocation and payment of emergency ambulatory services for future declared disasters.

Read by title.

On motion of Rep. Michael Powell, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 257—**

BY REPRESENTATIVE HUNTER

**A CONCURRENT RESOLUTION**

To extend the membership and time frame for completion of the duties of the Workers' Compensation Medical Reimbursement Task Force.

Read by title.

On motion of Rep. Hunter, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 194—**

BY REPRESENTATIVE LAFONTA

**A CONCURRENT RESOLUTION**

To authorize and request the Louisiana State Law Institute to evaluate the impact of immigration on Louisiana laws and make recommendations to the legislature on those areas of laws which should be studied or make recommendations as to specific changes to existing laws or proposing the enactment of new laws, or both.

Called from the calendar.

Read by title.

On motion of Rep. LaFonta, the resolution was adopted.

Ordered to the Senate.

**Suspension of the Rules**

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

**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**

**SENATE BILL NO. 549—**

BY SENATOR MICHOT

**AN ACT**

To enact R.S. 51:710.2, relative to securities; to provide for certain public records; to provide for confidentiality of certain records; to provide for disclosure of certain confidential records; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Robideaux to Engrossed Senate Bill No. 549 by Senator Michot

AMENDMENT NO. 1

On page 1, at the beginning of line 7, change "§710.2" to "§710.1"

On motion of Rep. Robideaux, 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 Senate Bill No. 549 by Senator Michot

AMENDMENT NO. 1

In House Committee Amendment No. 1 proposed by the House and Governmental Affairs Committee and adopted by the House of Representatives on May 22, 2006, on line 3, after "R.S. 44:4.1(B)(31) and" and before "to enact" insert "5 and"

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## AMENDMENT NO. 2

On page 1, line 3, after "records;" insert "to provide for the application of the laws relative to public records to entities within the Office of the Governor;"

## AMENDMENT NO. 3

Delete House Committee Amendment No. 6 proposed by the House and Governmental Affairs Committee and adopted by the House of Representatives on May 22, 2006

## AMENDMENT NO. 4

On page 2, delete lines 21 through 25 and insert the following:

"Section 3. R.S. 44:5 is hereby amended and reenacted to read as follows:

### §5. Records in custody of governor

A. This Chapter shall not apply to any of the books, records, writings, accounts, letters, letter books, photographs, or copies thereof, ordinarily kept in the custody or control of the governor in the usual course of the duties and business of his office. ~~However, the~~

B.(1) The provisions of this Subsection A of this Section shall not apply to any agency transferred or placed within the office of the governor Office of the Governor or transferred or placed within any agency within the office of the governor Office of the Governor by R.S. 36:4(V) and 4.1.

(2) The provisions of Subsection A of this Section shall not apply to any of the following agencies:

(a) Division of administration.

(b) Department of Contractual Review.

(c) Division of state buildings.

(d) Facility Planning and Control Department.

(e) The office of information technology, the office of electronic services, including the Louisiana Geographic Information Systems Council and the Advisory Council for Technology Access by Individuals with Disabilities, within the division of administration.

(f) The Occupational Forecasting Conference.

(g) Governor's Office of Homeland Security and Emergency Preparedness.

(h) The Council on Peace Officer Standards and Training.

(i) Crime Victims Reparations Board.

(j) Department of the State Register.

(k) Louisiana Architects Selection Board.

(l) Louisiana Engineers Selection Board.

(m) Louisiana Landscape Architects Selection Board.

(n) The Military Department, state of Louisiana, including the Ansel M. Stroud, Jr. Military History and Weapons Museum.

(o) Board of Tax Appeals.

(p) Ozarks Regional Commission.

(q) Louisiana Stadium and Exposition District, Board of Commissioners.

(r) The Mental Health Advocacy Service and its board of trustees.

(s) The Louisiana Commission on Law Enforcement and Administration of Criminal Justice.

(t) The Patient's Compensation Fund Oversight Board.

(u) The Louisiana Commission on HIV and AIDS.

(v) The Office of Life-Long Learning.

(w) The Office of Civil Rights as provided in R.S. 49:213.

(x) The Office of Elderly Affairs and the Louisiana Executive Board on Aging.

(y) The Office of Disability Affairs.

(z) The Children's Cabinet and the Children's Cabinet Advisory Board.

(aa) The Policy Coordinating Council.

(bb) The Louisiana Commission on Human Rights.

(cc) The Louisiana Workforce Commission.

(dd) The Office of Group Benefits.

(ee) The office of the coordinator of faith-based programs.

(ff) The Indigent Defense Assistance Board.

(gg) The Juvenile Justice Reform Act Implementation Commission.

(hh) The Office on Women's Policy.

(ii) The Governor's Office of Indian Affairs.

(jj) The Louisiana Recovery Authority.

(kk) The Wetlands Conservation and Restoration Authority.

(ll) The Drug Policy Board.

(mm) The Office of Rural Development.

(nn) The Louisiana Broadband Advisory Council.

(oo) The office of the Louisiana oil spill coordinator.

(pp) The office of environmental education.

(qq) The Cabinet Advisory Group on Economic Development.

(rr) The Louisiana State Interagency Coordinating Council for Child Net: Louisiana's Early Intervention Program for Infants and Toddlers with Special Needs and Their Families.

(ss) The Louisiana Technology Innovations Council.

(tt) The Louisiana Governor's Mansion Commission.

(uu) The Louisiana Animal Welfare Commission.

(vv) The Pet Overpopulation Advisory Council.

(ww) The Governor's Advisory Commission on Coastal Restoration and Conservation.

(xx) Any other agency placed, transferred, or established within the Office of the Governor pursuant to the Executive Reorganization Act.

~~B. C.~~ The provisions of Subsection A of this Section shall not prevent any person ~~otherwise herein authorized so to do~~ from inspecting, examining, and copying, or obtaining a reproduction of any books, records, papers, accounts, or other documents pertaining to any money or monies or any financial transactions in the control of or handled by or through the governor in accordance with the provisions of this Chapter.

Section 4. (A) The provisions of this Section, Section 1, and Section 2 of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, the provisions of this Section, Section 1, and Section 2 of this Act shall become effective on the day following such approval.

(B) The provisions of Section 3 of this Act shall become effective at noon on January 14, 2008."

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

Rep. Robideaux 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
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Harris	Richmond
Bowler	Heaton	Ritchie
Bruneau	Hebert	Robideaux
Burns	Hill	Romero
Burrell	Honey	Scalise
Carter, K.	Hopkins	Schneider
Carter, R.	Hunter	Smiley
Cazayoux	Hutter	Smith, G.
Chandler	Jackson	Smith, J.D.-50th
Crane	Jefferson	Smith, J.H.-8th
Cravins	Johns	Smith, J.R.-30th
Crowe	Katz	Strain
Curtis	Kenney	Thompson
Daniel	LaBruzzo	Toomy
Dartez	LaFleur	Townsend
DeWitt	LaFonta	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Dove	Marchand	Waddell
Downs	Martiny	Walker
Durand	McDonald	White
Fannin	McVea	Winston
Farrar	Montgomery	Wooton
Total - 96		

**NAYS**

Total - 0

**ABSENT**

Arnold	Erdey	Kleckley
Bruce	Hammett	St. Germain
Damico	Kennard	Walsworth
Total - 9		

The Chair declared the above bill was finally passed.

Rep. Robideaux 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. Schneider, and under a suspension of the rules, the above roll call was corrected to reflect him as voting yea.

**SENATE BILL NO. 562—**

BY SENATORS BAJOE, CHEEK, N. GAUTREAUX, HINES, JACKSON, MCPHERSON, MOUNT, NEVERS AND SCHEDLER AND REPRESENTATIVES ALARIO, DEWITT, DORSEY, HAMMETT, JEFFERSON, RICHMOND, RITCHIE AND SALTER

**AN ACT**

To amend and reenact R.S. 28:22.7(B) and R.S. 36:251(C)(1) and 258(F),(G),(H), and (I) and to enact R.S. 36:258(J) and to repeal R.S. 36:254(G), relative to the office of aging and adult services; to place the office within the Department of Health and Hospitals; to transfer the Villa Feliciana Medical Complex to the office of aging and adult services; to provide for the purpose and function of the office of aging and adult services; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Jackson moved the final passage of the bill.

**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
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Bowler	Hammett	Ritchie
Bruce	Harris	Robideaux
Bruneau	Heaton	Romero
Burns	Hebert	Scalise
Burrell	Hill	Schneider
Carter, K.	Honey	Smiley
Carter, R.	Hopkins	Smith, G.
Cazayoux	Hunter	Smith, J.D.-50th
Chandler	Hutter	Smith, J.H.-8th
Crane	Jackson	Smith, J.R.-30th
Cravins	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaFleur	Triche

DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	
Farrar	Morrell	

Total - 100

NAYS

Total - 0

ABSENT

Badon	Kennard	Trahan
Beard	LaBruzzo	

Total - 5

The Chair declared the above bill was finally passed.

Rep. Jackson 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. 746 (Substitute of Senate Bill No. 537 by Senator Broome)—**  
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 39:13(D) and to enact R.S. 28:826 and R.S. 39:13(E), relative to state facilities; to provide for the proceeds from the sale or lease of movable and immovable property previously operated by the Department of Health and Hospitals; to create the Community and Family Support System Fund as a special fund in the state treasury; to provide for deposit and use of monies in the fund; 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. 482—**  
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 40:2179.2, relative to direct service workers; to provide that the Board of Examiners of Nursing Facility Administrators is authorized to operate and maintain the Direct Service Worker Registry through an interagency agreement with the Department of Health and Hospitals; to authorize the board to issue certificates or certification cards and to charge an amount for providing them; and to provide for related matters.

Read by title.

Rep. Durand moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	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
Chandler	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kenney	Thompson
Curtis	Kleckley	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	

Total - 98

NAYS

Total - 0

ABSENT

Ansardi	Hammett	Waddell
DeWitt	Kennard	
Farrar	Martiny	

Total - 7

The Chair declared the above bill was finally passed.

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

**Suspension of the Rules**

On motion of Rep. Jane Smith, 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.

**SENATE BILL NO. 489—**  
BY SENATOR SMITH AND REPRESENTATIVE CRANE  
AN ACT

To enact Chapter 17 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:2901 through 2907, to create the Louisiana Geography Education Initiative Program; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Lancaster to Engrossed Senate Bill No. 489 by Senator Smith

AMENDMENT NO. 1

On page 6, delete lines 24 through 27

**AMENDMENT NO. 2**

Delete House Committee Amendments Nos. 72, 73, and 74 proposed by the House Committee on Education and adopted by the House of Representatives on May 23, 2006.

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 102

**NAYS**

Total - 0

**ABSENT**

Hammett	Kennard	Montgomery
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Total - 3

The Chair declared the above bill was finally passed.

Rep. Crane 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. 530—**

BY SENATOR FIELDS

**AN ACT**

To amend and reenact R.S. 17:3302(A), relative to the president of postsecondary systems; to remove any requirement for appointments of such presidents to be confirmed by the Board of Regents; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Farrar	Morrish
Alario	Faucheux	Odinot
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
Bowler	Harris	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Chandler	Jefferson	St. Germain
Crane	Johns	Strain
Cravins	Katz	Thompson
Crowe	Kenney	Toomy
Curtis	Kleckley	Townsend
Damico	LaBruzzo	Trahan
Daniel	LaFleur	Triche
Dartez	LaFonta	Tucker
DeWitt	Lambert	Waddell
Doerge	Lancaster	Walker
Dorsey	Marchand	Walsworth
Dove	Martiny	White
Downs	McDonald	Winston
Durand	McVea	Wooton
Erdey	Montgomery	
Fannin	Morrell	

Total - 100

**NAYS**

Total - 0

**ABSENT**

Beard	Heaton	Smith, J.D.—50th
Frith	Kennard	

Total - 5

The Chair declared the above bill was finally passed.

Rep. Daniel 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. 566—**

BY SENATORS CHAISSON AND MURRAY  
AN ACT

To enact R.S. 15:83 and 85(12) and Code of Criminal Procedure Articles 345(I) and (J) and 955(F), relative to bail bond obligations; to provide for bail bond contracts; to provide for definitions; to provide for the setting aside of bond obligations due to a fortuitous event; to provide for the forfeiture of bonds through cumulative actions; to provide for bond forfeiture actions for certain obligations in summary proceedings; to provide for extensions of time to satisfy bond obligations under certain circumstances; and to provide for related matters.

Read by title.

Rep. Martiny moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 103

**NAYS**

Total - 0

**ABSENT**

Kennard Wooton

Total - 2

The Chair declared the above bill was finally passed.

Rep. Martiny 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. 568—**  
BY SENATOR DARDENNE

**AN ACT**

To repeal R.S. 40:2155(B)(9), relative to adult residential care homes; to repeal the requirement that the department promulgate rules to prevent facilities from ordering residents to evacuate under certain circumstances; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Morrish to Engrossed Senate Bill No. 568 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "R.S. 40:2155(B)(9)," insert "enact Chapter 35 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2851 and 2852 and"

AMENDMENT NO. 2

On page 1, line 2, after "relative to" and before "adult" insert "the adoption of rules providing for adult residential facilities and;"

AMENDMENT NO. 3

On page 1, line 4, after "circumstances;" and before "and" insert "to provide for the adoption of rules for facilities which provide housing or temporary residence for individuals referred by any judicial agency; to provide that the rules shall provide for the construction, standards of operation and services provided by those facilities;"

AMENDMENT NO. 4

On page 1, between lines 5 and 6 insert the following:

"CHAPTER 35. FACILITIES PROVIDING HOUSING OR TEMPORARY RESIDENCE FOR INDIVIDUALS REFERRED BY JUDICIAL AGENCIES

§2851. Short Title.

This Chapter may be cited as the "Judicial Agency Referral Residential Facility Regulatory Act.

§2852. Facilities providing housing or temporary residence to individuals referred by judicial agencies

A. Any facility, not currently being licensed by the Department of Health and Hospitals or the Department of Social Services, that provides housing or temporary residence for individuals referred by any judicial agency shall be regulated by rules adopted by either the Department of Social Services or the Department of Public Safety and Corrections for the operation of such facilities.

B. The rules shall include, but not be limited to, providing for the construction, standards of operation, and services provided for such facilities.

C. No facility shall provide housing or temporary residence to any individual and no judicial agency shall refer any individual to a facility providing housing or temporary residence until the Department of Social Services or the Department of Public Safety and Corrections has adopted rules as provided for by this Section.

D. All rules shall be adopted in accordance with the Administrative Procedure Act."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Farrar	Morrish
Alario	Faucheux	Odinet
Alexander	Frith	Pierre

Ansardi	Gallot	Pinac
Arnold	Geymann	Pitre
Badon	Glover	Powell, M.
Baldone	Gray	Powell, T.
Barrow	Greene	Quezaire
Baudoin	Guillory, E.	Richmond
Baylor	Guillory, M.	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
Chandler	Jefferson	St. Germain
Crane	Johns	Strain
Cravins	Katz	Thompson
Crowe	Kenney	Toomy
Curtis	Kleckley	Townsend
Damico	LaBruzzo	Trahan
Daniel	LaFleur	Triche
Dartez	LaFonta	Tucker
DeWitt	Lambert	Waddell
Doerge	Lancaster	Walker
Dorsey	Marchand	Walsworth
Dove	Martiny	White
Downs	McDonald	Winston
Durand	McVea	Wooton
Erdey	Montgomery	
Fannin	Morrell	

Total - 103

NAYS

Total - 0

ABSENT

Hammett	Kennard
---------	---------

Total - 2

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 32—**  
BY SENATOR THEUNISSEN

AN ACT

To create the Parishwide School District of the Parish of Cameron, State of Louisiana, and provide for its powers and duties; to provide such district with the power to levy for the year 2006 an ad valorem property tax not to exceed ten mills only for the purpose of giving additional support to the school system in the parish; to provide for the ratification of certain acts of a similar district; and to provide for related matters.

Read by title.

Rep. Frith moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Morrell
Alario	Farrar	Morrish
Alexander	Faucheux	Odinot

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

Total - 94

NAYS

Powell, M.

Total - 1

ABSENT

Chandler	Kennard	Schneider
Damico	LaFleur	White
Guillory, M.	Lambert	
Heaton	Scalise	

Total - 10

The Chair declared the above bill was finally passed.

Rep. Frith 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. 266—**  
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 47:843(A)(1), (B), (C)(3), (4), (5) and (6), and 851(B)(2), and to repeal R.S. 47:844(A)(5), relative to tobacco tax; to provide for the sale of cigarette stamps; to provide for reciprocal agreements with tax authorities of other states; to provide for a discount to registered tobacco dealers; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Gallot to Engrossed Senate Bill No. 266 by Senator Mount

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "R.S. 47:843(A)(1)," insert "R.S. 26:924 and"

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AMENDMENT NO. 2

On page 1, between lines 7 and 8, insert the following:

"Section 1. R.S. 26:924 is hereby amended and reenacted to read as follows:

§924. Issuance of minimum price of cigarettes

In accordance with the provisions of Title 47 of the Louisiana Revised Statutes of 1950, the secretary The commissioner shall issue to all bona fide Louisiana wholesale tobacco dealers and Louisiana retail dealers the minimum wholesale and retail prices within fourteen days of the manufacturer's price change. The minimum wholesale and retail cigarette price shall be computed as set forth in R.S. 51:421 through 424."

AMENDMENT NO. 3

On page 1, at the beginning of line 8, change "Section 1." to "Section 2."

AMENDMENT NO. 4

On page 4, at the beginning of line 15, change "Section 2." to "Section 3."

AMENDMENT NO. 5

On page 4, at the beginning of line 16, change "Section 3." to "Section 4."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS', including Mr. Speaker, Farrar, Morrell, Alario, Fauchoux, Morrish, Alexander, Frith, Odinet, Ansardi, Gallot, Pierre, Arnold, Geymann, Pinac, Badon, Glover, Pitre, Baldone, Gray, Powell, M., Barrow, Greene, Powell, T., Baudoin, Guillory, E., Quezairé, Baylor, Guillory, M., Richmond, Beard, Hammett, Ritchie, Bowler, Harris, Robideaux, Bruce, Heaton, Romero, Bruneau, Hebert, Scalise, Burns, Hill, Schneider, Burrell, Honey, Smiley, Carter, K., Hopkins, Smith, G., Carter, R., Hunter, Smith, J.D.-50th, Cazayoux, Hutter, Smith, J.H.-8th, Chandler, Jackson, Smith, J.R.-30th, Crane, Jefferson, St. Germain, Cravins, Johns, Strain, Crowe, Katz, Thompson, Damico, Kenney, Toomy, Daniel, Kleckley, Townsend, Dartez, LaBruzzo, Trahan, DeWitt, LaFleur, Triche, Doerge, LaFonta, Tucker, Dorsey, Lancaster, Waddell.

Table listing names of representatives who voted 'NAYS', including Dove, Marchand, Walker, Downs, Martiny, Walsworth, Durand, McDonald, Winston, Erdey, McVea, Wooton, Fannin, Montgomery.

Total - 101

NAYS

Total - 0

ABSENT

Table listing names of representatives who were 'ABSENT', including Curtis, Lambert, Kennard, White.

Total - 4

The Chair declared the above bill was finally passed.

Rep. Gallot 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. 22— BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 9:4103(A) and 4106(A)(2), relative to mediators and the Louisiana Mediation Act; to authorize court ordered mediation at the request of one party; to provide relative to qualifications of mediators; to provide relative to persons who served as judges; 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 Reengrossed Senate Bill No. 22 by Senator Smith

AMENDMENT NO. 1

On page 1, line 2, after "4106(A)(2)," insert "and to enact R.S. 9:4107 (C)."

AMENDMENT NO. 2

On page 1, line 7, after "reenacted" insert "and R.S. 9:4107(C) is hereby enacted"

AMENDMENT NO. 3

On page 2, after line 3 insert the following:

"§4107. Standard of conduct; disclosure

\* \* \*

C. (1) No state agency which sponsors mediation shall encourage an individual or party to forego representation by an attorney. No state agency shall encourage an attorney to violate the Rules of Professional Responsibility by penalizing that attorney if he is adversarial to the desires or wishes of his or her opponent or the agency.

(2) The department shall advise, in writing, that the individual or party may retain counsel to represent them at the mediation. The department shall attach the advisory to the notice of mediation which is mailed or transmitted to the individual or party.

(3). Any mediator who conducts or a mediation sponsored by any state agency shall disclose, in writing, as follows:

(a) The agency's attorney represents the agency and does not represent the individual or party participating in the mediation.

(b) The individual or party has the right to retain his or her own attorney to represent him or her at the mediation."

**Motion**

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

**SENATE BILL NO. 55—**  
BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 40:1321(E) and to enact R.S. 32:410(A)(5), relative to the office of motor vehicles; to require a method to access emergency contact information on a driver's license or special identification card; and to provide for related matters.

Read by title.

Rep. Hill moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Erdey	Morrell
Alario	Fannin	Morrish
Alexander	Farrar	Odinot
Ansardi	Faucheux	Pierre
Arnold	Frith	Pinac
Badon	Gallot	Pitre
Baldone	Geymann	Powell, M.
Barrow	Glover	Powell, T.
Baudoin	Gray	Quezaire
Baylor	Greene	Richmond
Beard	Guillory, E.	Ritchie
Bowler	Hammett	Robideaux
Bruce	Harris	Romero
Bruneau	Hebert	Scalise
Burns	Hill	Schneider
Burrell	Honey	Smiley
Carter, K.	Hopkins	Smith, G.
Carter, R.	Hunter	Smith, J.D.—50th
Cazayoux	Hutter	Smith, J.H.—8th
Chandler	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kenney	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche
DeWitt	Lambert	Tucker
Doerge	Marchand	Waddell
Dorsey	Martiny	Walsworth
Dove	McDonald	White
Downs	McVea	Winston
Durand	Montgomery	
Total - 98		

NAYS

Total - 0

ABSENT

Guillory, M.	Kleckley	Wooton
Heaton	Lancaster	
Kennard	Walker	
Total - 7		

The Chair declared the above bill was finally passed.

Rep. Hill 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. 78—**  
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 31:11, relative to minerals; to provide relative to mineral rights and ownership of land; to provide relative to reservations of mineral rights; to provide relative to correlative rights; to provide relative to transfers of ownership of land; to provide certain requirements, conditions, and terms; and to provide for related matters.

Read by title.

Rep. Johns moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Montgomery
Alario	Farrar	Morrell
Alexander	Faucheux	Morrish
Ansardi	Frith	Odinot
Arnold	Gallot	Pierre
Badon	Geymann	Pinac
Baldone	Glover	Pitre
Barrow	Gray	Powell, M.
Baudoin	Greene	Powell, T.
Baylor	Guillory, E.	Quezaire
Beard	Guillory, M.	Richmond
Bowler	Hammett	Ritchie
Bruce	Harris	Robideaux
Bruneau	Heaton	Romero
Burns	Hebert	Scalise
Burrell	Hill	Schneider
Carter, K.	Honey	Smiley
Carter, R.	Hopkins	Smith, G.
Cazayoux	Hunter	Smith, J.D.—50th
Chandler	Hutter	Smith, J.H.—8th
Crane	Jackson	Smith, J.R.—30th
Cravins	Jefferson	St. Germain
Crowe	Johns	Strain
Curtis	Katz	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	McDonald	White
Erdey	McVea	Winston
Total - 102		

NAYS

Total - 0

ABSENT

Kennard                      Martiny                      Wooton  
 Total - 3

The Chair declared the above bill was finally passed.

Rep. Johns 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. 89—**  
 BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 38:291(T)(2), relative to the North Lafourche Conservation, Levee and Drainage District; to provide for appointment of members to its board of commissioners; to provide for an effective date for such appointments; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Alario to Engrossed Senate Bill No. 89 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 38:291(T)(2)" delete the comma "," and insert the following:

"and 330.1(C)(1)(b)(introductory paragraph) and to enact R.S. 38:304.1, relative to levee districts; to provide"

AMENDMENT NO. 2

On page 1, line 4, after "appointments;" delete the remainder of the line and insert the following:

"to provide relative to the West Jefferson Levee District; to provide relative to the continuation of the terms, powers, duties, and responsibilities of the board of commissioners of such district; to provide relative to the board of commissioners of the Southeast Louisiana Flood Protection Authority-West Bank; and to"

AMENDMENT NO. 3

On page 1, line 8, after "R.S. 39:291(T)(2)" delete the remainder of the line and insert the following:

"and R.S. 38:330.1(C)(1)(b)(introductory paragraph) are hereby amended and reenacted and R.S. 38:304.1 is hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 2, after line 28, insert the following:

"§304.1. West Jefferson Levee District; board of commissioners; continuation of powers, duties and responsibilities

Notwithstanding the provisions of Act No. 1 of the 2006 First Extraordinary Session or any other law to the contrary, the governing authority of the West Jefferson Levee District and its powers, duties, responsibilities, property, both moveable and immovable, and employees shall remain as they are on the effective date of this Act

and shall not be transferred or in any way diminished prior to December 31, 2007.

\* \* \*

§330.1. Southeast Louisiana Flood Protection Authority-East and Southeast Louisiana Flood Protection Authority-West Bank; territorial jurisdiction; board of commissioners; appointments; terms; compensation; vacancy; officers; meetings; domicile

\* \* \*

C.(1)

\* \* \*

(b) The board of commissioners of the Southeast Louisiana Flood Protection Authority-West Bank shall be composed of seven members of whom there shall be at least, and not more than, ~~two~~ four members from each parish within the territorial jurisdiction of the authority four members from Jefferson Parish and two members from Orleans Parish. The members shall be appointed by the governor from nominations submitted by the nominating committee as follows:

\* \* \*"

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

Rep. Pitre 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	Greene	Pitre
Baldone	Guillory, E.	Powell, M.
Barrow	Guillory, M.	Powell, T.
Baudoin	Hammett	Quezaire
Beard	Harris	Richmond
Bowler	Heaton	Ritchie
Bruce	Hebert	Robideaux
Bruneau	Hill	Romero
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.
Cazayoux	Hutter	Smith, J.D.—50th
Chandler	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
Doerge	LaFonta	Triche
Dorsey	Lambert	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Ervey	McDonald	White
Fannin	McVea	Winston
Farrar	Montgomery	Wooton
Total - 96		

NAYS

Scalise  
Total - 1

ABSENT

Baylor	Durand	Lancaster
Carter, K.	Gray	Tucker
DeWitt	Kennard	
Total - 8		

The Chair declared the above bill was finally passed.

Rep. Pitre 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. 92—**  
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 34:2303, relative to the Red River Waterway District; to provide for membership to the Red River Waterway Commission; to require one member-at-large on the commission; and to provide for related matters.

Read by title.

Rep. Montgomery moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Erdey	Odinot
Alario	Farrar	Pierre
Alexander	Faucheux	Pinac
Ansardi	Frith	Pitre
Arnold	Gallot	Powell, M.
Badon	Geymann	Powell, T.
Baldone	Glover	Quezaire
Barrow	Gray	Richmond
Baudoin	Greene	Ritchie
Baylor	Guillory, E.	Robideaux
Beard	Guillory, M.	Romero
Bowler	Harris	Scalise
Bruce	Hebert	Schneider
Bruneau	Hill	Smiley
Burns	Honey	Smith, G.
Burrell	Hopkins	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Chandler	Johns	Strain
Crane	Katz	Thompson
Cravins	Kenney	Toomy
Crowe	Kleckley	Townsend
Curtis	LaBruzzo	Trahan
Damico	LaFleur	Triche
Daniel	LaFonta	Tucker
Dartez	Lambert	Waddell
DeWitt	Martiny	Walker
Doerge	McDonald	Walsworth
Dorsey	McVea	White
Dove	Montgomery	Winston
Downs	Morrill	Wooton
Durand	Morrish	
Total - 98		

NAYS

Total - 0

ABSENT

Fannin	Hunter	Marchand
Hammett	Kennard	
Heaton	Lancaster	
Total - 7		

The Chair declared the above bill was finally passed.

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 BILL NO. 244—**  
BY SENATOR MICHOT

AN ACT

To enact Chapter 29-A of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1971 through 1978; to enact the Computer Spyware Protection Act; to provide prohibited acts; to provide for enforcement; to provide penalties; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 256—**  
BY SENATOR ADLEY

AN ACT

To enact Part XVI of Chapter 3 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:681, relative to motor vehicles; to require postaccident drug testing for certain persons involved in a fatal collision; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 746 (Substitute of Senate Bill No. 537 by Senator Broome)—**  
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 39:13(D) and to enact R.S. 28:826 and R.S. 39:13(E), relative to state facilities; to provide for the proceeds from the sale or lease of movable and immovable property previously operated by the Department of Health and Hospitals; to create the Community and Family Support System Fund as a special fund in the state treasury; to provide for deposit and use of monies in the fund; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Triche to Engrossed Senate Bill No. 746 by Senator Broome

AMENDMENT NO. 1

On page 2, delete lines 17 and 18 in their entirety and insert "increase the" in lieu thereof

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

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

## HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative R. Carter to Engrossed Senate Bill No. 746 by Senator Broome

### AMENDMENT NO. 1

On page 1, line 4, after "by the" and before "Department" insert "office for citizens with developmental disabilities within the"

### AMENDMENT NO. 2

On page 2, delete lines 5 and 6 and insert the following

"office for citizens with developmental disabilities within the Department of Health and Hospitals."

### AMENDMENT NO. 3

On page 3, delete line 8 and on line 9, delete "disabilities" and insert the following:

"office for citizens with developmental disabilities, within the Department of Health and Hospitals"

On motion of Rep. Robert Carter, the amendments were adopted.

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

## ROLL CALL

The roll was called with the following result:

### YEAS

Mr. Speaker	Geymann	Marchand
Alario	Glover	Martiny
Badon	Gray	Morrell
Barrow	Greene	Pierre
Baudoin	Guillory, E.	Pinac
Baylor	Guillory, M.	Powell, M.
Bruce	Hammett	Powell, T.
Burrell	Harris	Quezaire
Carter, K.	Heaton	Richmond
Cazayoux	Hebert	Ritchie
Cravins	Honey	Robideaux
Curtis	Hunter	Romero
Daniel	Jackson	Scalise
Dartez	Jefferson	Smiley
DeWitt	Johns	Smith, J.D.—50th
Dorsey	Kleckley	St. Germain
Downs	LaBruzzo	Townsend
Durand	LaFleur	Trahan
Frith	LaFonta	White
Gallot	Lambert	Winston
Total - 60		

### NAYS

Alexander	Fannin	Schneider
Ansardi	Farrar	Smith, G.
Arnold	Faucheux	Smith, J.H.—8th
Baldone	Hill	Strain
Bowler	Hutter	Thompson
Bruneau	Katz	Toomy
Burns	Kenney	Tucker

Chandler	Lancaster	Waddell
Crane	McDonald	Walker
Damico	McVea	Walsworth
Doerge	Montgomery	Wooton
Dove	Odinet	
Erdey	Pitre	
Total - 37		

ABSENT

Beard	Hopkins	Smith, J.R.—30th
Carter, R.	Kennard	Triche
Crowe	Morrish	
Total - 8		

The Chair declared the above bill was finally passed.

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

## SENATE BILL NO. 256— BY SENATOR ADLEY

### AN ACT

To enact Part XVI of Chapter 3 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:681, relative to motor vehicles; to require postaccident drug testing for certain persons involved in a fatal collision; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Jane Smith 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	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
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
Chandler	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Curtis	Katz	Strain
Damico	Kenney	Thompson
Daniel	Kleckley	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	LaFonta	Triche
Dorsey	Lambert	Tucker
Dove	Lancaster	Waddell
Downs	Marchand	Walker

Durand	Martiny	Walsworth
Erdey	McDonald	White
Fannin	McVea	Winston
Farrar	Montgomery	Wooton
Total - 102		

NAYS

Total - 0

ABSENT

Beard	Crowe	Kennard
Total - 3		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 344—**  
BY SENATOR HOLLIS

AN ACT

To enact R.S. 6:103(B)(11), (12), (13), (14), and (15), relative to the office of financial institutions; to authorize the commissioner of financial institutions to disclose certain information; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Montgomery
Alario	Frith	Morrell
Alexander	Gallot	Morrish
Ansardi	Geymann	Odinet
Arnold	Glover	Pierre
Badon	Gray	Pinac
Baldone	Greene	Pitre
Barrow	Guillory, E.	Powell, M.
Baudoin	Guillory, M.	Powell, T.
Baylor	Hammett	Quezaire
Bowler	Harris	Richmond
Bruce	Heaton	Ritchie
Bruneau	Hebert	Robideaux
Burns	Hill	Romero
Burrell	Honey	Scalise
Carter, K.	Hopkins	Schneider
Carter, R.	Hunter	Smiley
Cazayoux	Hutter	Smith, G.
Chandler	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Curtis	Katz	Strain
Damico	Kenney	Thompson
Daniel	Kleckley	Toomy
DeWitt	LaBruzzo	Trahan
Doerge	LaFleur	Triche
Dorsey	LaFonta	Tucker
Dove	Lambert	Waddell
Downs	Lancaster	Walker
Durand	Marchand	Walsworth
Erdey	Martiny	Winston
Fannin	McDonald	Wooton
Farrar	McVea	
Total - 98		

NAYS

Total - 0

ABSENT

Beard	Kennard	White
Crowe	Smith, J.D.—50th	
Dartez	Townsend	
Total - 7		

The Chair declared the above bill was finally passed.

Rep. Pinac 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. 354—**  
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 47:306(E) and 337.18(D), relative to sales tax returns; to provide relative to the time period in which the submission of state and local sales tax returns may be extended at the discretion of the collector; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Montgomery
Alario	Frith	Morrell
Alexander	Gallot	Morrish
Ansardi	Geymann	Odinet
Arnold	Glover	Pierre
Badon	Gray	Pinac
Baldone	Greene	Pitre
Barrow	Guillory, E.	Powell, M.
Baudoin	Guillory, M.	Powell, T.
Baylor	Hammett	Quezaire
Bowler	Harris	Richmond
Bruce	Heaton	Ritchie
Bruneau	Hebert	Robideaux
Burns	Hill	Romero
Burrell	Honey	Scalise
Carter, K.	Hopkins	Schneider
Carter, R.	Hunter	Smiley
Cazayoux	Hutter	Smith, G.
Chandler	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Curtis	Katz	Strain
Damico	Kenney	Thompson
Daniel	Kleckley	Toomy
DeWitt	LaBruzzo	Trahan
Doerge	LaFleur	Triche
Dorsey	LaFonta	Tucker
Dove	Lambert	Waddell
Downs	Lancaster	Walker
Durand	Marchand	Walsworth
Erdey	Martiny	White
Fannin	McDonald	Winston
Farrar	McVea	Wooton
Total - 99		

NAYS

Total - 0

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ABSENT

Beard
Crowe
Total - 6
Dartez
Kennard
Smith, J.D.-50th
Townsend

The Chair declared the above bill was finally passed.

Rep. Pinac 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. 357—

BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 40:1730.23(A) and (C) and 1730.28(A)(1) and (2), relative to the state uniform construction code; to provide for the enforcement of the state uniform construction code by local government; to provide for the responsibilities of local government; to provide for the liability of local government regarding the enforcement of construction codes; to clarify the enforcement responsibilities of the state fire marshal; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Badon
Baldone
Barrow
Baudoin
Baylor
Bruce
Bruneau
Burns
Burrell
Carter, K.
Carter, R.
Cazayoux
Chandler
Crane
Cravins
Curtis
Damico
Daniel
Dartez
DeWitt
Doerge
Dorsey
Dove
Downs
Durand
Erdey
Fannin
Farrar
Total - 99
Faucheux
Frith
Gallot
Geymann
Glover
Gray
Greene
Guillory, E.
Guillory, M.
Hammett
Harris
Heaton
Hebert
Hill
Honey
Hunter
Hutter
Jackson
Jefferson
Johns
Katz
Kenney
Kleckley
LaBruzzo
LaFleur
LaFonta
Lambert
Lancaster
Marchand
Martiny
McDonald
McVea
Montgomery
Morrell
Morrish
Odinet
Pierre
Pitre
Powell, M.
Powell, T.
Quezaire
Richmond
Ritchie
Robideaux
Romero
Scalise
Schneider
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

NAYS

Total - 0

ABSENT

Beard
Bowler
Total - 6
Crowe
Hopkins
Kennard
Pinac

The Chair declared the above bill was finally passed.

Rep. Pinac 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. 359—

BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 32:361.1(G), relative to motor vehicles; to increase the penalties for violating certain window tinting provisions; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Badon
Baldone
Barrow
Baudoin
Baylor
Bowler
Bruce
Bruneau
Burns
Burrell
Carter, K.
Carter, R.
Cazayoux
Chandler
Crane
Cravins
Curtis
Damico
Daniel
Dartez
DeWitt
Doerge
Dorsey
Dove
Downs
Durand
Erdey
Fannin
Total - 99
Farrar
Faucheux
Frith
Gallot
Geymann
Glover
Gray
Greene
Guillory, E.
Guillory, M.
Hammett
Harris
Heaton
Hebert
Hill
Honey
Hunter
Hutter
Jackson
Jefferson
Katz
Kenney
Kleckley
LaBruzzo
LaFleur
LaFonta
Lambert
Lancaster
Marchand
Martiny
McDonald
Montgomery
Morrell
Morrish
Odinet
Pierre
Pinac
Pitre
Powell, M.
Powell, T.
Quezaire
Richmond
Ritchie
Robideaux
Romero
Scalise
Schneider
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

NAYS

Total - 0

ABSENT

Beard
Crowe
Total - 6
Hopkins
Johns
Kennard
McVea

The Chair declared the above bill was finally passed.

Rep. Pinac 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. 373—**  
BY SENATOR HOLLIS

AN ACT

To enact R.S. 6:121.1(D), relative to the office of financial institutions; to provide for the enforcement powers of the commissioner of the office of financial institutions; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gallot	Odinet
Alario	Geymann	Pierre
Alexander	Glover	Pinac
Ansardi	Gray	Pitre
Badon	Greene	Powell, M.
Baldone	Guillory, E.	Powell, T.
Barrow	Guillory, M.	Quezaire
Baudoin	Hammett	Richmond
Baylor	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
Chandler	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Curtis	Kenney	Thompson
Daniel	Kleckley	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	LaFonta	Triche
Dorsey	Lambert	Tucker
Dove	Lancaster	Waddell
Downs	Marchand	Walker
Durand	Martiny	Walsworth
Erdey	McDonald	White
Fannin	McVea	Winston
Farrar	Montgomery	Wooton
Faucheux	Morrell	
Frith	Morrish	

Total - 100

**NAYS**

Total - 0

**ABSENT**

Arnold	Crowe	Kennard
Beard	Damico	

Total - 5

The Chair declared the above bill was finally passed.

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

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

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

**Regular Calendar**

**HOUSE BILL NO. 607—**  
BY REPRESENTATIVE TUCKER  
AN ACT

To amend and reenact R.S. 39:1367(E)(2)(b)(iii) and to enact R.S. 39:1367(E)(2)(b)(iv), relative to state debt; to exclude from the definition of net state tax supported debt certain bonds, notes, certificates, reimbursement obligations, or other evidences of indebtedness issued to provide relief from the natural catastrophe caused by Hurricanes Katrina and Rita or issued in connection with the financing and funding of the state's account in the Unemployment Trust Fund; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Tucker moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Frith	Odinet
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	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Burrell	Hill	Scalise
Carter, K.	Honey	Schneider
Carter, R.	Hunter	Smiley
Cazayoux	Hutter	Smith, G.
Chandler	Jackson	Smith, J.D.—50th
Crane	Jefferson	Smith, J.H.—8th
Cravins	Johns	Smith, J.R.—30th
Curtis	Katz	St. Germain
Damico	Kenney	Strain
Daniel	Kleckley	Thompson
Dartez	LaBruzzo	Toomy
DeWitt	LaFleur	Townsend
Doerge	LaFonta	Trahan
Dorsey	Lambert	Triche
Dove	Lancaster	Tucker
Downs	Marchand	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	White
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton

Total - 96

NAYS

Bruneau  
Total - 1

ABSENT

Ansardi                      Crowe                      Kennard  
Beard                          Hammett                      Martiny  
Burns                          Hopkins  
Total - 8

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

The title of the above bill was read and adopted.

Rep. Tucker 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. 714—**  
BY REPRESENTATIVES GALLOT, BALDONE, CURTIS, FANNIN, HILL, KENNEY, MONTGOMERY, ODINET, AND JANE SMITH  
A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(D) of the Constitution of Louisiana, to increase the maximum amount of the severance tax on certain natural resources which is remitted to parish governing authorities; to provide an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Gallot 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	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
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
Chandler	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Curtis	Katz	Strain
Damico	Kenney	Thompson
Daniel	Kleckley	Toomy
Dartez	LaBruzzo	Townsend
DeWitt	LaFleur	Trahan
Doerge	LaFonta	Triche
Dorsey	Lambert	Tucker
Dove	Lancaster	Waddell
Downs	Marchand	Walker

Durand                      Martiny                      Walsworth  
Erdey                          McDonald                      White  
Fannin                          McVea                          Winston  
Farrar                          Montgomery                      Wooton  
Total - 102

NAYS

Total - 0

ABSENT

Beard                          Crowe                          Kennard  
Total - 3

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

The title of the above bill was read and adopted.

Rep. Gallot 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.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Hebert gave notice of his intention to call House Bill No. 462 from the calendar for future action.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Gray gave notice of her intention to call House Bill No. 1399 from the calendar for future action.

**HOUSE BILL NO. 1114—**  
BY REPRESENTATIVE SCHNEIDER  
AN ACT

To amend and reenact R.S. 11:148(D), 403(17), 411(2), 416(A)(2), 422(C), 424(E), 446(A)(5)(i), and 605(B)(2)(b), relative to the Louisiana State Employees' Retirement System; to provide relative to the conversion of annual and sick leave; to provide with respect to membership, including but not limited to definitions and eligibility; to provide with respect to employment of retirees and service credit; to provide for rehired retirees and their participation in the Deferred Retirement Option Plan and the initial benefit option; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 1196—**  
BY REPRESENTATIVE GLOVER  
AN ACT

To enact R.S. 11:2218.1 and 2269, relative to military service credit for members of certain statewide retirement systems; to authorize purchase of certain military service credit by members of the Municipal Police Employees' Retirement System and the Firefighters' Retirement System; to provide for payment and procedures therefor and for limitations; to provide for a refund of a portion of the payment for certain previously purchased military service credit; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Glover gave notice of his intention to call House Bill No. 1196 from the calendar for future action.

**HOUSE BILL NO. 1245—**  
BY REPRESENTATIVE FARRAR  
AN ACT

To amend and reenact R.S. 13:352(C), relative to the expenditure of fees collected by clerks of courts of appeal for services provided; to delete the requirement that the Supreme Court of Louisiana approves reimbursement of expenses of judges of courts of appeals from certain fees collected by the clerks; and to provide for related matters.

Read by title.

Rep. Farrar moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Arnold	Farrar	Marchand
Badon	Faucheux	Montgomery
Baldone	Gallot	Morrell
Barrow	Glover	Odinot
Baylor	Gray	Powell, M.
Burrell	Guillory, M.	Quezaire
Carter, R.	Hammett	Richmond
Cazayoux	Harris	Romero
Chandler	Hebert	Smith, G.
Curtis	Hill	Smith, J.D.—50th
Daniel	Honey	Smith, J.R.—30th
Dartez	Hunter	St. Germain
DeWitt	Jefferson	Townsend
Dorsey	LaFleur	Waddell
Durand	LaFonta	Walker
Total - 45		

**NAYS**

Mr. Speaker	Frith	Pitre
Alario	Geymann	Powell, T.
Alexander	Greene	Ritchie
Ansardi	Guillory, E.	Robideaux
Baudoin	Hopkins	Scalise
Bowler	Hutter	Schneider
Bruce	Jackson	Smiley
Bruneau	Johns	Smith, J.H.—8th
Burns	Katz	Strain
Carter, K.	Kenney	Thompson
Crane	LaBruzzo	Toomy
Cravins	Lambert	Trahan
Damico	Lancaster	Tucker
Doerge	Martiny	Walsworth
Dove	McDonald	White
Downs	McVea	Winston
Erdey	Morrish	Wooton
Fannin	Pierre	
Total - 53		

**ABSENT**

Beard	Kennard	Triche
Crowe	Kleckley	
Heaton	Pinac	
Total - 7		

The Chair declared the above bill failed to pass.

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Schneider gave notice of his intention to call House Bill No. 1114 from the calendar for future action.

**Motion**

Rep. DeWitt moved for a suspension of the rules to call from the calendar out of its regular order House Bill No. 1397 at this time.

Rep. Walsworth objected.

By a vote of 50 yeas and 48 nays, the motion not having received a favorable vote of two-thirds of the members present and voting, the House refused to suspend the rules.

**Suspension of the Rules**

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

**HOUSE BILL NO. 194—**  
BY REPRESENTATIVE HUNTER  
AN ACT

To enact R.S. 23:643, relative to wages; to establish a graduated increase in minimum wage for state employees; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Richmond to Engrossed House Bill No. 194 by Representative Hunter

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 23:642(B) and to"

AMENDMENT NO. 2

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

"to provide for the payment of employees; to provide with respect to the establishment of a state minimum wage; to provide for an increase in the state minimum wage to six dollars and fifteen cents per hour; to provide with respect to the prohibition of a local governmental subdivision setting a minimum wage; to provide for exclusions; to provide for effectiveness; and to provide for related matters."

AMENDMENT NO. 3

On page 1, line 6 after "Section 1." insert "R.S. 23:642(B) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, delete lines 7 through 20 in their entirety and insert in lieu thereof the following:

"§642. Setting minimum wage, prohibited

\* \* \*

B. Therefore, pursuant to the police powers ultimately reserved to the state by Article VI, Section 9 of the Constitution of Louisiana, no local governmental subdivision, political subdivision, port authority, or levee district shall establish a minimum wage rate which a private employer would be required to pay employees.

§643. Minimum wage, established

A. The federal Fair Labor Standards Act (FLSA) requires employers to pay new employees at least a minimum wage of all hours worked.

B. The state minimum wage established under this Section shall be set at six dollars and fifteen cents an hour. Every employer in the state shall pay to each employee wages at a rate of not less than six dollars and fifteen cents an hour for hours worked in a pay period, whether the work is measured by time, piece, commission, or otherwise.

C. An employer may pay a newly-hired employee a wage less than the minimum wage established in Subsection B of this Section for a period not to exceed twelve months from the date of hire. Upon completion of the twelve month period, the employer shall pay, at a minimum, the minimum wage established in Subsection B of this Section.

D. Pursuant to the provisions of the Fair Labor Standards Act (FLSA) regarding tipped employees, after the first twelve months of employment, if the employee's tips combined with the employer's direct wages of at least two dollars and thirteen cents an hour do not equal the minimum wage established in Subsection B of this Section, the employer shall make up the difference.

E. The provisions of this Section shall not apply to student employees of the state or student employees of state colleges and universities.

F. The provisions of this Section shall not apply to employees of any local governmental subdivision, political subdivision, port authority, or levee district.

G. The provisions of this Section shall not apply to employers with twenty-five or fewer employees.

H. The provisions of this Section affecting employees of the state and employees of state colleges and universities shall become effective only when monies are appropriated by the legislature to fund any additional costs to state agencies, state colleges, and universities.

Section 2. This Act shall become effective on July 1, 2007; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2007, or on the day following such approval by the legislature, whichever is later."

Rep. Richmond moved the adoption of the amendments.

Rep. Hunter objected.

A record vote was asked for and ordered by the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	DeWitt	LaFonta
Ansardi	Gallot	Marchand
Arnold	Glover	Morrell
Barrow	Gray	Odinet

Baudoin	Guillory, E.	Pierre
Baylor	Hammitt	Pinac
Burrell	Harris	Quezaire
Carter, K.	Hebert	Richmond
Carter, R.	Hill	Smith, J.D.--50th
Cravins	Honey	Townsend
Curtis	Jackson	Triche
Dartez	Jefferson	
Total - 35		

**NAYS**

Mr. Speaker	Faucheux	Pitre
Alexander	Frith	Powell, M.
Badon	Geymann	Powell, T.
Baldone	Greene	Ritchie
Beard	Guillory, M.	Robideaux
Bowler	Hopkins	Scalise
Bruce	Hunter	Schneider
Bruneau	Hutter	Smiley
Cazayoux	Johns	Smith, G.
Chandler	Katz	Smith, J.H.--8th
Crane	Kenney	Smith, J.R.--30th
Damico	Kleckley	Strain
Daniel	LaBruzzo	Toomy
Doerge	LaFleur	Trahan
Dorsey	Lambert	Tucker
Dove	Lancaster	Waddell
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrish	
Total - 62		

**ABSENT**

Burns	Kennard	Thompson
Crowe	Romero	Walker
Heaton	St. Germain	
Total - 8		

The amendments were rejected.

Rep. Hunter moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Farrar	Marchand
Alario	Faucheux	McVea
Ansardi	Gallot	Montgomery
Arnold	Glover	Morrell
Badon	Gray	Odinet
Baldone	Guillory, E.	Pierre
Barrow	Guillory, M.	Pinac
Baudoin	Hammitt	Powell, T.
Baylor	Harris	Quezaire
Bruce	Heaton	Richmond
Burrell	Hill	Ritchie
Carter, K.	Honey	Romero
Carter, R.	Hopkins	Smiley
Cazayoux	Hunter	Smith, J.D.--50th
Chandler	Hutter	Smith, J.H.--8th
Cravins	Jackson	Thompson
Curtis	Jefferson	Townsend
Dartez	Katz	Triche
DeWitt	Kenney	Waddell
Doerge	LaFleur	Walker
Dorsey	LaFonta	White
Downs	Lambert	Wooton
Total - 66		

**NAYS**

Alexander	Fannin	Pitre
Beard	Frith	Powell, M.
Bowler	Geymann	Robideaux
Bruneau	Greene	Scalise
Burns	Hebert	Schneider
Crane	Johns	Smith, J.R.—30th
Crowe	Kleckley	Toomy
Damico	LaBruzzo	Trahan
Daniel	Lancaster	Tucker
Dove	Martiny	Walsworth
Durand	McDonald	Winston
Erdey	Morrish	

Total - 35

**ABSENT**

Kennard	St. Germain
Smith, G.	Strain

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

**Suspension of the Rules**

On motion of Rep. Burns, and under a suspension of the rules, the above roll call was corrected to reflect him as voting nay.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Pinac gave notice of his intention to call House Bill No. 768 from the calendar for future action.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. White gave notice of his intention to call Senate Bill No. 251 from the calendar for future action.

**Suspension of the Rules**

On motion of Rep. Hammett, the rules were suspended in order to take up and consider Senate Bills and Joint Resolutions on Second Reading to be Referred at this time.

**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:

**Motion**

On motion of Rep. Badon, the Committee on Ways and Means was discharged from further consideration of Senate Bill No. 141.

**SENATE BILL NO. 141—  
BY SENATORS DUPLESSIS, BOASSO, QUINN AND SHEPHERD  
A JOINT RESOLUTION**

Proposing to amend Article VII, Section 24 of the Constitution of Louisiana, to provide for a single tax assessor in Orleans Parish; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

**Motion**

Rep. Badon moved that Senate Bill No. 141 be designated as a duplicate of House Bill No. 642.

Which motion was agreed to.

Rep. Badon moved that Senate Bill No. 141 be amended to conform with House Bill No. 642 and sent up the following floor amendments:

**HOUSE FLOOR AMENDMENTS**

Conforming amendments proposed by Representative Badon to Engrossed Senate Bill No. 141 by Senator Duplessis (Duplicate of House Bill No. 642)

AMENDMENT NO. 1

On page 2, at the end of line 7 and beginning of line 8, change "November 7, 2006." to "October 4, 2008."

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

**Motion**

On motion of Rep. Badon, the above bill, as amended, was referred to the Legislative Bureau.

**SENATE BILL NO. 647—  
BY SENATORS DUPLESSIS, BOASSO, QUINN, SHEPHERD, DARDENNE  
AND HOLLIS**

**AN ACT**

To amend and reenact R.S. 9:1425, R.S. 11:1481(2)(b)(i) and (d)(i), R.S. 13:4405(B), R.S. 18:602(C), R.S. 33:2828(B)(1)(introductory paragraph), (B)(2), and (D), and 9091.1(D)(1)(e) and (f), R.S. 35:281, R.S. 42:261(D)(2), R.S. 44:205, R.S. 47:1709, 1856(E)(1), 1874(B), 1901, 1901.1, 1903.2, 1903.3, 1904(B), 1907(A)(1), 1909, 1910, 1910.1, 1910.2, 1925.8, 1931, 1956(A)(1), 1958(E), 1960, 1979(A), 1987(A), 1991(A) and (B), 1992(A)(1)(a) and (F)(1), 2110(A)(2) and (E), and 2305(A), to enact R.S. 33:9091.1(D)(6), and to repeal R.S. 11:1481(2)(c) and R.S. 47:1907(A)(2), relative to assessors; to provide for the consolidation of the assessors of Orleans Parish; to provide for changes to various provisions of law pertaining to assessment of property for ad valorem tax purposes to reflect a single assessor in Orleans Parish; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

**Motion**

Rep. Badon moved that Senate Bill No. 647 be designated as a duplicate of House Bill No. 656.

Which motion was agreed to.

Rep. Badon moved that Senate Bill No. 647 be amended to conform with House Bill No. 656 and sent up the following floor amendments:

**HOUSE FLOOR AMENDMENTS**

Conforming Amendments proposed by Representative Badon to Reengrossed Senate Bill No. 647 by Senator Duplessis (Duplicate of House Bill No. 656)

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:1481(2)(b)(i)" insert a comma "," and delete the remainder of the line and delete lines 3 through 9 in their entirety and insert the following:

"(c), and (d)(i), R.S. 13:4405, R.S. 18:602(C), R.S. 35:281, R.S. 42:261(D)(2), R.S. 44:205, R.S. 47:1901, 1901.1, 1903, 1903.2, 1904(A) and (B), 1905, 1906, 1907(A), 1908(C), 1925.3(A), 1931, 1932, 1952(F), 1956(A), 1958(E), 1959, 1964, 1969, 1987(A), 1992(F), 1993(D)(1), and 1997 and to repeal R.S. 47:1909, 1910, 1910.1, 1910.2, 1960, and 1992(G), relative to assessors; to provide for the consolidation of the assessors"

AMENDMENT NO. 2

On page 1, delete lines 15 through 17 in their entirety and delete pages 2 through 22 in their entirety and insert the following:

"Section 1. R.S. 9:1425 is hereby amended and reenacted to read as follows:

§1425. Succession judgments affecting real property in Orleans; attorneys to file with ~~board of assessors~~ assessor

A. Whenever any real property situated in the Parish parish of Orleans is included in a succession judgment, signed upon the presentation of a petition for simple possession and rendered without opposition, a copy of all such succession judgments shall be filed within fifteen days with the ~~board of assessors~~ assessor for the Parish parish of Orleans by the attorney at law representing the succession, and it shall be the duty of the attorney representing the successful litigant, if such judgments include any real property situated in the Parish parish of Orleans are signed after opposition and litigation, to so file such judgments with the said ~~board of assessors~~ assessor within fifteen days from the date the judgments become final.

B. Whoever violates the provisions of this Section shall be fined not more than fifty dollars or imprisoned in the parish jail for not more than sixty days, or both.

Section 2. R.S. 11:1481(2)(b)(i), (c), and (d)(i) are hereby amended and reenacted to read as follows:

§1481. Financing of fund; deductions; deficiencies and surpluses; remedies

\* \* \*

(2)

\* \* \*

(b)(i) Notwithstanding the provisions of Subparagraph (a) of this Paragraph and in addition to the amounts required to be paid by the employer, upon providing written notice to the Assessors' Retirement Fund at least fifteen days prior to the beginning of a calendar year, each assessor ~~and each member of the board of assessors for the parish of Orleans~~ may elect to pay all or any portion of the contributions required in Subparagraph (a) of this Paragraph of the assessor and the assessor's employees who are eligible for membership in the fund.

\* \* \*

(c)(i) ~~Each member of the board of assessors~~ The assessor for the parish of Orleans may ~~direct the president of the board of assessors to~~ pay all or any portion of the contributions required in Subparagraph (a) of this Paragraph on ~~their~~ his behalf, provided the respective assessor has elected and is paying the same portion of employee contributions for his employees who are eligible for membership in the fund that he directs the president to pay on his behalf.

(ii) If ~~a member of the board of assessors~~ the assessor for the parish of Orleans ~~directs the president of the board of assessors to~~ pay all or a portion of his employee contribution, then he shall pay from his district allotment the exact amount of any employee contributions paid on his behalf to the ~~board of assessors~~ assessor within at least ten days after the close of each month.

(d)(i) The failure of any assessor, ~~board of assessors~~, or the Louisiana Assessors' Association to remit all required contributions to the fund within thirty days of becoming due shall render any such applicable assessor, ~~board of assessors~~, or Louisiana Assessor's Association liable to suspension of membership and participation in the fund at the discretion of the board.

\* \* \*

Section 3. R.S. 13:4405 is hereby amended and reenacted to read as follows:

§4405. Sheriff to record sales in conveyance office in New Orleans; filing of copies with ~~board of assessors~~ assessor; penalties

A. The sheriff of the parish of Orleans shall record in the conveyance office of the city of New Orleans all judicial sales of real property made by him, besides having the sales recorded in the clerk's office as now required by law.

B.(1) Whenever any real property situated in the Parish parish of Orleans is sold at a sheriff's sale, it shall be the duty of the civil sheriff for the Parish parish of Orleans to file a copy of the act of sale with the ~~board of assessors~~ assessor for the Parish parish of Orleans within fifteen days from the date of adjudication.

(2) Whoever violates the provisions of this ~~Sub-section~~ Subsection shall be fined not more than fifty dollars or imprisoned in the parish jail for not more than sixty days, or both.

Section 4. R.S. 18:602(C) is hereby amended and reenacted to read as follows:

§602. Vacancies in certain local and municipal offices; exceptions

\* \* \*

C. When a vacancy occurs in any of the following offices, the duties of the office shall be assumed by the person hereinafter designated: (1) district attorney, by the first assistant; (2) clerk of a district court, by the chief deputy; (3) coroner, by the chief deputy; (4) sheriff, by the chief criminal deputy, except that in a parish that has both a civil sheriff and a criminal sheriff, the civil sheriff by the chief civil deputy, and the criminal sheriff, by the chief criminal deputy, respectively; and (5) tax assessor, by the chief deputy assessor, ~~except that in any parish having a board of assessors, that board shall, within ten days, appoint an interim assessor.~~ If there is no such person to assume the duties when the vacancy occurs, the governing authority or authorities of the parish or parishes affected shall, within ten days, appoint a person having the qualifications of the office to assume the duties of the office. However, if the deadline for making the appointment falls on a Saturday, Sunday, or other legal holiday, then the next day which is not a Saturday, Sunday, or legal holiday shall be deemed to be the final day for making such appointment.

\* \* \*

Section 5. R.S. 35:281 is hereby amended and reenacted to read as follows:

§281. Act evidencing transfer of real property; filing with ~~board of assessors~~ assessor

A. Whenever an act of sale or any other act evidencing a transfer of real property situated in the parish of Orleans is passed before a notary public, it shall be the duty of the notary to file a copy of any such act with the ~~board of assessors~~ assessor for the parish of Orleans within fifteen days from the date of sale or transfer.

B. Whenever a taxpayer who owns property situated in the parish of Orleans changes his home or mailing address, notice of such change shall within thirty days be given to the ~~Board of Assessors for the parish of Orleans~~ Parish assessor. Such notice shall list each property situated in the parish of Orleans in which the taxpayer has an interest. Failure to give such notice shall cause the taxpayer to forfeit all claims for failure to timely receive a tax bill.

Section 6. R.S. 42:261(D)(2) is hereby amended and reenacted to read as follows:

§261. District attorneys; counsel for boards and commissions

\* \* \*

D.

\* \* \*

(2) The provisions of this Subsection shall not apply to the ~~board of assessors~~ assessor of the parish of Orleans, the salary of whose attorney is paid by the city of New Orleans, nor shall it apply to the Board of Liquidation of the City Debt created by Act 110 of 1890.

\* \* \*

Section 7. R.S. 44:205 is hereby amended and reenacted to read as follows:

§205. Register to transmit lists of all conveyances recorded

Every month the register of conveyances shall transmit lists of all conveyances recorded in his office during the month to the ~~board of assessors~~ assessor for the parish of Orleans, to the state tax collector for the city of New Orleans, to the director of streets of the city of New Orleans, and to the director of finance of the city of New Orleans.

Section 8. R.S. 47:1901, 1901.1, 1903, 1903.2, 1904(A) and (B), 1905, 1906, 1907(A), 1908(C), 1925.3(A), 1931, 1932, 1952(F), 1956(A), 1958(E), 1959, 1964, 1969, 1987(A), 1992(F), 1993(D)(1), and 1997 are hereby amended and reenacted to read as follows:

§1901. Election

A. At the general state election held every four years, there shall be elected in each parish, ~~the parish of Orleans excepted~~, by the qualified voters thereof, one tax assessor, who shall hold office for four years from and after the thirty-first day of December of the year in which he is elected.

B. ~~In the parish of Orleans, there shall be elected seven tax assessors, one from each municipal district.~~

§1901.1. Application of other laws

A. All other pertinent provisions of the laws of the ~~State~~ state of Louisiana shall apply to the assessor of each assessment district in the same manner and to the same extent as they apply to one assessor in each of the several parishes of the ~~State~~ state of Louisiana, ~~the Parish of Orleans excepted~~.

B. All laws pertaining to execution and cancellation of bonds by assessors, ~~the Parish of Orleans excepted~~, shall apply to said tax assessors.

\* \* \*

§1903. Powers and authority; ~~Orleans excepted~~

The tax assessors shall enumerate and list and assess property as directed in this Chapter and be subject to all the obligations prescribed by law. They shall prepare and have ready their lists showing the valuations assessed by them and lay the same before the tax commission within the time and in the manner prescribed by R.S. 47:1987 and ~~47:1988~~.

Each tax assessor is authorized to appoint as many deputies as he may require. Such deputies shall take the constitutional oath of office, and the tax assessor shall require from them such security in his own favor as he deems sufficient. The assessor may perform all the functions of the office of tax assessor through such deputies, but the assessor shall be officially and pecuniarily responsible for them on his bonds and in all other respects for the acts of such deputies.

No assessor shall, as a consideration for appointing any person as a clerk, be allowed to contract with the person for a less sum than the salary allowed by law to clerks of assessors. Whoever violates the provisions of this ~~paragraph~~ Paragraph shall be fined not less than one hundred dollars nor more than five hundred dollars or imprisoned for not less than one month nor more than six months, or both.

\* \* \*

§1903.2. ~~Board of assessors of parish of Orleans~~ Parish assessor; legal counsel

Notwithstanding the provisions of R.S. 16:2, the city attorney of the city of New Orleans shall represent the ~~board of assessors of the parish of Orleans~~ Parish assessor in all civil matters, unless the ~~board assessor~~, at its ~~his~~ option, selects other counsel.

\* \* \*

§1904. Execution and ~~cancellation~~ cancellation of bonds

A. Each assessor, ~~except in the parish of Orleans~~, shall execute his bond in favor of the governor of the state for the sum of three thousand dollars for each representative of his parish in the legislature, with solvent sureties, who shall be bound in solido with each other, and with their principal, but each surety may bind himself for a limited sum, not less than two hundred dollars, provided the aggregate of said limited sums shall not be less than three thousand dollars for each representative of the parish in the legislature, but no bond shall exceed ten thousand dollars.

B. ~~Each of the tax assessors for the parish of~~ The Orleans Parish assessor shall execute his bond in favor of the governor for the sum of five thousand dollars, with solvent sureties, who shall be bound in solido with each other and with their principals, but each surety may bind himself for a limited sum of not less than five hundred dollars, provided that the aggregate of these sums shall be five thousand dollars.

\* \* \*

§1905. Suits on bonds

In all parishes, ~~except in the parish of Orleans~~, the bonds of assessors given and furnished as provided in R.S. 47:1904 may be put in suit against the assessor and his sureties by the ~~Attorney General~~ attorney general in the name of the governor for the use and benefit of the state and its political subdivisions, officers, boards, and commissions, as it or their interest may appear, or in the name of the state through the governor, for its own use and benefit and that of its political subdivisions, officers, boards, and commissions, as it or their interests may appear, without the necessity of obtaining the consent

of the governor or of any such political subdivision, officer, board, or commission, but solely on the initiative of the ~~Attorney General~~ attorney general or district attorney; and in all other cases, in the name, for the use, and at the request of the party injured.

The bond shall not become void by a first or any other recovery, but may be put in suit and recoveries had as often as any breach of the conditions thereof shall happen, provided the sureties shall not be liable for more than the penalty on the bond.

In all cases where the state or any political subdivision, board, or commission or any public officer is interested in any amount recovered under such bond, the amount of such recovery shall be deposited with the ~~State Treasurer~~ state treasurer and shall be distributed by him to those entitled thereto in accordance with a distribution computation prepared by the director of the department of finance and furnished by him to the ~~State Treasurer~~ state treasurer.

The provisions of this Section shall not be considered as affecting any of the powers, rights, and privileges afforded by existing laws to the various district attorneys of the state, to file and prosecute suits on assessor's bonds.

§1906. Salaries and expense funds; ~~Orleans excepted~~

A. There shall be a fund for the payment of the salaries and allowances of the assessors, and all recipients of taxes, whether state, parish, school, levee, drainage, or others, shall contribute their full proportion of the total due in accordance with the amount of taxes to be received by each. The pro rata due the assessor's salary and expense allowance, except exempted municipalities, shall be remitted ~~direct~~ directly to the assessor by the sheriff and ex officio tax collector from the first tax collections when the tax rolls are filed each year, and prorated among the state, parish, school, levee, drainage, and other recipients of taxes in proportion to the amount of taxes to be received by each.

B. In all cases where towns or cities are exempted by law, in whole or in part from the payment of parish taxes, such towns or cities shall pay to the assessor their proportionate share of the salary and expenses of the assessor, based upon the taxes such towns and cities would have paid into the parish treasury had they not been so exempted.

C. The assessors shall render to the legislative auditor sworn statements showing the total amount of taxes assessed for account of the state, parish, school, road, drainage, levee, and all other purposes, also showing the portion thereof that may be appropriated to be due upon his salary and expenses by each recipient. A copy of the report, certified by the legislative auditor, shall also be filed with the sheriff and ex officio tax collector, and a copy of the certified report shall be filed with the tax collectors of the exempted municipalities.

D. The pro rata due the assessor's salary and expense allowance by the various tax recipients, except exempted municipalities, as shown by the compensation statement, shall be paid ~~direct~~ directly to the assessor by the sheriff and tax collector from the first tax collections. The pro rata due by each exempted municipality, as shown by the compensation statement, shall be paid by the municipality ~~direct~~ directly to the assessor.

E.(1) The governing authority of the parish and the parish school board shall advance to the assessor's salary and expense fund such funds as may be necessary in proportion to the amount of taxes levied by each for all purposes, as shown by the last completed and filed tax roll, inclusive of all special taxes levied by road and school districts, which advances so made shall be reimbursed without interest to the governing authority and parish school board by the assessor's salary and expense fund when the compensation provided for is paid to the assessor by the parish sheriff and ex officio tax collector and the exempted municipalities.

(2) However, in the parish of Caldwell, when the assessor finds that the governing authority of the parish or the parish school board, or both, are unable to advance such funds because of financial constraints, the assessor is hereby authorized to borrow money from a bank or other lending institution as may be necessary.

(3) The assessor of Sabine Parish is further authorized to borrow an amount necessary to complete the task of reappraisal and reassessment in his parish for the 1988 tax roll and to contract with all tax recipient bodies to share equally in the cost of such reappraisal and the repayment of said loan. The lending institution shall be a fiscal agency of the parish as provided for in Parts I and II of Chapter 7 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950. The interest rate shall not exceed seven percent per annum and the term of the loan shall not exceed four years. The assessor shall demonstrate the need for the amount of the loan, not to exceed sixty thousand dollars, and it shall be repaid by him from an additional expense allowance granted in each of the fiscal years commencing in the 1987-1988 Fiscal Year and concluding in the 1990-1991 Fiscal Year. These additional funds shall be paid to the assessor on a pro rata basis, and all recipients of taxes, whether parish, school, municipality, levee, drainage, or others, shall contribute their full proportion of the total due in accordance with the amount of taxes to be received by each. All funds collected by the assessor under the provisions of this Paragraph shall be used exclusively to repay the outstanding loan authorized herein.

F. The advance payments required by Subsection E shall be paid not later than January ~~31~~ thirty-first in the parish of East Baton Rouge.

§1907. Salaries

A.(1) Notwithstanding any other provision of law to the contrary, except the provisions of Subsection H of this Section, in the performance of all duties required of them by law, the assessors of the various parishes ~~and of each district in Orleans Parish~~ shall receive an annual compensation, to be paid monthly on their own warrant, based on the applicable population of the respective parishes ~~or of the respective districts in Orleans Parish~~ as per the schedule according to the latest decennial United States Census or the population estimates published pursuant to the United States Bureau of the Census Federal State Cooperative Program for Population Estimates.

Population	Compensation
(a) less than 24,999	\$ 60,000
(b) 25,000 to 99,999	\$ 65,000
(c) 100,000 to 299,999	\$ 70,000
(d) 300,000 and over	\$ 75,000
(e) 400,000 and over	\$ 80,000

(2) The president of the board of assessors for the parish of Orleans shall, for his services as president of the board, receive an extra compensation of one thousand dollars per annum.

(3) Nothing in this Section shall be construed to limit an assessor from participation in an eligible deferred compensation program established in accordance with Section 457 of Title 26 of the Internal Revenue Code. An assessor shall not authorize or receive an employer contribution that would be more favorable than that offered to the employees of the assessor's office.

§1908. Expenses; ~~Orleans excepted~~

\* \* \*

C. The provisions of this Section shall apply to the annual expense allowance of the assessors throughout the state, ~~the parish of Orleans excepted~~, for the year 2004 and subsequent years. The said

assessors shall be paid the expense allowance provided for herein, for making the assessments for the year 2004 and subsequent years.

\* \* \*

§1925.3. Method of taxation; referendum to increase taxes beyond initial authorization

A. Except in Orleans Parish, the The district hereby created shall levy a tax on the assessed valuation of all taxable property appearing on the 1985 and subsequent tax rolls, without a vote of the people, in an amount that will produce for the district in the initial year that the option is exercised the same revenue as that authorized by law to be deducted pro rata from that year's tax roll for the assessor's salary and expense fund. In addition to the millage, the assessor shall file a compensation statement with the auditor in order to receive necessary funds to cover the expenses of the assessor's office for the current year. However, the taxes generated by the millage levied shall be collected free of deductions for retirement systems. The amount of millage to be assessed shall be determined and certified by the legislative auditor by dividing the net tax roll as of January first of the year of implementation into the salary and expense account and salary and personal expense allowance of the assessor for the current year. This millage adopted shall remain in effect in subsequent years unless changed as provided by law.

\* \* \*

§1931. Membership

Assessments throughout the state shall be subject to review by boards of reviewers, consisting of the governing authorities in each parish, ~~except the parish of Orleans. In the parish of Orleans, the board of reviewers shall consist of the following: the mayor of New Orleans, as chairman, together with other members of the city government, a member of the Board of Liquidation or an executive employee thereof and a member of the Sewerage and Water Board or an executive employee thereof, which board members or executive employees shall be designated by said respective boards, the president of the Board of Levee Commissioners of the Orleans Levee District or an executive employee thereof and the president of the Orleans Parish School Board or an executive employee thereof. In the cases of the Board of Levee Commissioners of the Orleans Levee District and the Orleans Parish School Board, the respective board shall determine whether the president or an executive employee shall serve on the board of reviewers. In the parish of Orleans, the assessor of the municipal district wherein the property is situated shall act in a nonvoting advisory capacity to the board of reviewers, during the hearings on cases involving assessments of property situated in his district.~~

Beginning January 1, 1978, assessments in each parish throughout the state shall be subject to review by a board of review, consisting of the governing authority of each parish. In each parish, ~~except the parish of Orleans,~~ the assessor and/or his designated representative(s) shall act in a nonvoting advisory capacity to the board of review during the hearings on cases involving assessments of property. ~~In the parish of Orleans, the assessor and/or his designated representative(s) of the municipal district wherein the property is situated shall act in a nonvoting advisory capacity to the board of review during the hearings on cases involving assessments of property situated in his district.~~

§1932. Compensation

The members of the boards of reviewers, ~~parish of Orleans excepted,~~ shall receive the same pay, for such length of time as they may be in session, as is now allowed police jurors, provided that if any board remain in session for more than fifteen days during any one year, only pay for that length of time shall be allowed.

~~The members of the board of reviewers for the city of New Orleans shall not receive any extra fee, compensation or allowance for their services.~~

Beginning January 1, 1978, all members of the board of review shall not receive any extra fee, compensation, or allowance for their services.

\* \* \*

§1952. Place and time of listing and assessment

\* \* \*

F. The tax collectors throughout the state, ~~the parish of Orleans excepted,~~ shall list for taxation for state and parish taxes all merchandise or stock in trade brought into the several parishes for sale after the assessment rolls for the year are completed, and such officer shall furnish the auditor a duplicate of such assessment, provided nothing in this ~~paragraph~~ Paragraph shall apply to merchants or other parties who have been regularly assessed.

\* \* \*

§1956. Preparation, distribution, and return of blank forms for listing and assessing of property

A. (1) The tax commission may require the assessors to make up assessment lists in a formal manner and according to a method to be prescribed by it. In such assessment lists it may require the separate valuations of improved and unimproved property and the improvements thereon. The tax commission shall, before the first day of January of each year, prepare and have printed the blank forms prescribed for the listing and assessing of property, ~~the parish of Orleans excepted.~~ The tax commission shall furnish to each assessor throughout the state such quantity of such printed forms as will suffice to secure the listing of all property subject to taxation. ~~In the parish of Orleans, the tax commission shall furnish such forms as may be requested by the board of assessors and approved by the tax commission.~~

(2) Each taxpayer, ~~the parish of Orleans excepted,~~ shall fill out a list of his property and make oath to its correctness, in the manner and form prescribed by law, and return such list to the assessor on or before the first day of April of each year. ~~In the parish of Orleans, each taxpayer shall return a list of his property, duly sworn to, within twenty days after the form for such purpose shall have been left at his domicile or place of business. Each tax assessor, in person or by a duly qualified deputy, is authorized to administer oaths or affirmations in the manner required by law for administering oaths. Any willful misstatement to the assessor, or any authorized deputy, made under oath, shall be considered and punished as false swearing, as provided by the laws of this state in other cases.~~

\* \* \*

§1958. Listing and assessing of lands

\* \* \*

E. If the land to be assessed is a tract or a lot known by name, or if the owner's name be known, it shall be designated by those particulars and by its boundaries; if it has no name or the name be unknown, it shall be designated by its boundaries or by divisions, pursuant to the United States surveys. In all cities, towns, or villages, the assessor shall designate the number of lots according to the plan of such cities, towns, or villages, or according to the plat or plan or the squares designated by such particular plat or plan. If no plat or plan is known of any city, town, or village, or square within the same, it shall be lawful for the assessor to describe it by boundaries

of the streets within which it is situated, giving in all cases the dimensions; the assessment in incorporated towns and villages shall be in separate columns and shall designate the name of the streets on which the lots front. ~~In the parish of Orleans, the several municipal districts shall be subject to such subdivisions as exist, pending new surveys and apportionments.~~

§1959. Listing and assessment; assessor's records

The auditor shall furnish to each parish, with the assessment rolls, a blank map of each township in such parish, in book form, four inches to the square mile by scale, divided and subdivided into sections, quarters, and sixteenths of sections. The assessor shall check off on such maps all public lands belonging to the United States and the state of Louisiana; the remainder, he shall write in each sixteenth of a section or other part thereof, the owner's name.

The governing authority of each parish in which no abstract of land entries exists shall have one made to conform with the township and range maps of the United States, and in parishes where such abstract exists, the governing authority shall cause it to be revised and completed up to the first day of January of each year, for the use of the assessors.

Any person selling or buying real estate and attaching to the act of sale a map for the purpose of describing the property shall file a copy of the map with the assessor of the parish where the property is situated. Any person filing a map with the recorder of conveyances for the purpose of showing the location and describing city, town, or village lots, or for the purpose of showing the location of any addition or subdivision to any town, city, or village, shall also file a copy of the map with the assessor of the parish where the property is located. Any person failing to comply with the provisions of this ~~paragraph~~ Paragraph shall be fined not more than twenty-five dollars nor less than five dollars or imprisoned for not more than thirty days nor less than ten days. ~~The provisions of this paragraph shall not apply to the parish of Orleans.~~

The Register of the State Land Office shall furnish annually, on the first Monday of February, to the assessors of each parish, the list of all the lands that may have been entered or sold during the preceding year, together with the names of the persons entering or purchasing such lands.

Any individual, firm, association, or corporation whose business may consist in manufacturing or dealing in articles that are exempt and articles that are not exempt shall be required to keep separate accounts thereof so that the assessor can readily determine the amount of exempt and the amount of taxable property; such individual, firm, association, or corporation shall make a sworn statement thereof within the first twenty days of January of each year. The failure to make a sworn return as herein provided shall constitute a misdemeanor punishable upon conviction by fine or imprisonment, or both, at the discretion of the court.

\* \* \*

§1964. Listing and assessing of property of unknown owners

Each tax assessor, ~~parish of Orleans excepted~~, on and after the first day of January of each year, shall examine the records in the office of the recorder of mortgages and shall otherwise make faithful inquiry and investigation to ascertain what taxable property in his district or parish belongs to residents, to absent owners, and to unknown owners. The assessor shall make a separate list describing each tract of land and other items of taxable property belonging to any owner whose name is unknown and shall affix the valuation thereof in person or by sworn deputy, unless the owner, or his agent or attorney, shall have delivered to him a correct and complete tax list containing the name and post office address of the absent owner and of his agent or attorney, on or before the first day of June. The

assessor shall fill out a separate assessment form describing each tract of land and other property belonging to each unknown owner and shall affix a separate valuation to each separate tract.

Whenever property has been listed and assessed in the name of unknown owners, or of persons other than the real owners, and the tax collector subsequently discovers the real owner thereof, he shall at once notify the real owner that certain described property belonging to him has been assessed to unknown owners, or to any other person, and call upon him to come forward within ten days from the service of such notice and show cause why the listing and valuation of the property should not stand as final. The tax collector shall also at once notify the assessor of the fact that certain described property or properties, assessed to unknown owners, or to persons other than the real owners, has been discovered to be the property of a certain named person, and the assessor shall, after ten days' notice to the owner, make the necessary correction upon his rolls and the rolls in the office of the recorder of mortgages and auditor.

\* \* \*

§1969. Listing and assessing of bank stock; branch banks

When any bank, banking company, firm, association, or corporation engaged in the banking business, chartered under the laws of this state, any other state, or the United States, or chartered under the laws of another country doing business in this state, shall operate a branch bank or banks, banking office or banking offices, in different municipalities wholly within the limits of the parish of its legal domicile, its tax assessment for state and local purposes may be assessed at its domicile or may be apportioned among the various municipalities in which such bank and its branch or branches are located in the proportion which the respective amount of deposits in such branches shall bear to the total deposits of such bank and its branches, the amount of deposits to be determined as of the thirty-first of December of the preceding year. This Section shall not affect, supersede, or modify other laws upon the same subject matter, but shall be supplementary thereto, and its exercise discretionary with the banks, banking companies, firms, associations, or corporations affected hereby. ~~This Paragraph shall not apply to the parish of Orleans.~~

\* \* \*

§1987. Time when listing of property concluded

A. The preparation and listing on the assessment lists of all real and personal property shall be completed by the assessor ~~the parish of Orleans excepted~~, on or before the first day of July in each year. ~~The assessors in and for the parish of Orleans~~ Parish assessor shall complete the work of preparing and making up the assessment lists for the following calendar year on all real and personal property in the parish by the first day of August of each year. For the year 2006 only, because of the extraordinary circumstances due to Hurricane Katrina, the ~~assessors in and for the parish of Orleans~~ Parish assessor shall complete the work of preparing and making up the assessment lists for the year 2006 by December 31, 2005.

\* \* \*

§1992. Inspection of assessment lists; notification and review of assessments by board of review; hearing officers

\* \* \*

F. ~~In Orleans Parish, the procedure for review of assessments shall be as follows:~~

(1) ~~Each assessor shall prepare and make up the lists showing the assessment of immovable and movable property in and for his district; the lists shall be exposed daily, except Saturday, Sunday, and~~

legal holidays, for inspection by the taxpayers and other interested persons during the period August first through August fifteenth of each year unless August fifteenth falls on a weekend or a legal holiday, when the period shall extend until the next business day. Each assessor shall give notice of such exposure for inspection in accordance with rules and regulations established by the Louisiana Tax Commission. On or before the tenth business day after August fifteenth, the assessors shall certify their rolls to the board of review. However, for tax year 2006 only, the lists shall be exposed daily, except Saturday, Sunday, and legal holidays, for inspection for a period of fifteen days. On or before the tenth day after the completion of public inspection, the assessors shall certify their rolls to the board of review.

(2) The board of review shall consider all written complaints which have been filed in compliance with the following procedure:

(a) The complaint form provided by the board, through the office of the assessor, must be completed in conformity with the requirements of the board of review.

(b) The complaint form must be received in the assessor's office within three business days after the last date on which the lists are exposed.

(c) The form must be forwarded by the assessor and received by the board of review within seven business days after the last date on which the lists are exposed.

(d) The taxpayer must have timely filed the reports as required by R.S. 47:2301 et seq. and R.S. 47:2321 et seq.

(3) The board of review shall convene hearings on or before September fifteenth. The board may create one or more hearing officers, any one of whom shall be a member of the board of review and who may conduct all required public hearings of the board with or without the presence of the other members, provided that no final action may be taken by such board of review unless a quorum is present. The board may make a determination to increase or decrease the assessment of real or personal property made by the assessor in accordance with the fair market or use valuation determined by the board.

(4) The board of review shall certify the assessment list to the Louisiana Tax Commission on or before October twentieth of each year.

~~¶ F.~~ The period for inspection of the assessment lists as provided for in this Section in each parish ~~except Orleans~~, shall, for the tax year beginning 1990 and in every tax year thereafter, be a period of fifteen days, beginning no earlier than August fifteenth and ending no later than September fifteenth. However, for the year 2005 only, the September fifteenth deadline for completion of the period for inspection shall be suspended and waived.

§1993. Preparation and filing of rolls by assessor

\* \* \*

D.(1) Each tax assessor, ~~parish of Orleans excepted~~, shall complete and file the tax roll of his parish on or before the fifteenth day of November in each calendar year. The officer having custody of the assessor's salary and expense fund shall withhold from the assessor's salary five dollars for each day of delay in the filing of the roll after such date.

\* \* \*

§1997. Filing of rolls, payment of taxes, and sale of property for delinquent taxes; ~~Orleans Parish~~

A. Beginning with the year 1963, on or before the fifteenth day of October of each year, copies of the rolls showing the final assessment of real and personal property shall be sent to the city and state tax collector for the parish of Orleans, the state comptroller, the recorder of mortgages for the parish of Orleans, and the director of finance of the city of New Orleans. The collection of taxes shall begin on the first day of January of the year for which such taxes are levied. Said taxes may be paid in two equal installments payable, respectively, in January and May of each year beginning with the year 1964, provided that the taxpayer shall pay one-half of said taxes during the month of January. Unless the taxpayer during the month of January shall pay all real estate, personal, and public utilities taxes on property owned by him in the parish of Orleans or one-half thereof, as hereinabove provided, the entire amount of such taxes shall become delinquent on the first day of February, and said taxes shall bear ten ~~per cent~~ percent per annum delinquent penalty from the date of delinquency until paid. If a second installment is elected as hereinabove provided, it shall be delinquent on the last day of May and shall bear the ten ~~per cent~~ percent per annum delinquent penalty from the date of delinquency until paid. On the thirty-first day of December of each year, commencing with December 31, 1963, the director of finance of the city of New Orleans, under such regulations as may be prescribed by the city council, shall forthwith proceed to advertise and sell for delinquent taxes the real estate and public utilities upon which taxes are delinquent and shall also proceed to enforce the collection of delinquent personal property taxes. The proceedings by the director of finance for the enforcement of the payment of delinquent real estate, personal property, and public utilities taxes shall be in the manner and form as now provided by law.

B. Beginning with the year 1971, on or before the fifteenth day of October of each year, copies of the rolls showing the final assessment of real and personal property shall be sent to the city and state tax collector for the parish of Orleans, the state comptroller, the recorder of mortgages for the parish of Orleans, and the director of finance for the city of New Orleans. The collection of taxes shall begin on the first day of January of the year 1972, and for each year thereafter, for which such taxes are levied. Beginning with the year 1972, the entire amount of such taxes shall become delinquent on the first day of February and said taxes shall bear ten percent per annum delinquent penalty from the date of delinquency until paid. On the thirty-first day of December of each year, commencing with December 31, 1972, the director of finance of the city of New Orleans, under such regulations as may be prescribed by the city council, shall forthwith proceed to advertise and sell for delinquent taxes the real estate and public utilities upon which taxes are delinquent and shall also proceed to enforce the collection of delinquent personal property taxes. The proceedings by the director of finance for the enforcement of the payment of delinquent real estate, personal property, and public utilities taxes shall be in the manner and form as now provided by law.

C. For tax year 2006 only, copies of the rolls showing the final assessment of real and personal property shall be sent to the city and state tax collector for the parish of Orleans, the state comptroller, the recorder of mortgages for the parish of Orleans, and the director of finance for the city of New Orleans on or before January 30, 2006. The collection of taxes shall begin as soon thereafter as practicable, and the entire amount of such taxes shall be paid on or before the thirtieth day of April 2006, and said taxes shall bear ten percent per annum delinquent penalty thereafter until paid.

\* \* \*

Section 9. R.S. 47:1909, 1910, 1910.1, 1910.2, 1960, and 1992(G) are hereby repealed in their entirety.

Section 10. This Act shall take effect and become operative if and when the proposed amendment of Article VII, Section 24 of the Constitution of Louisiana contained in the Act which originated as

Senate Bill No. 141 of this 2006 Regular Session of the Legislature is adopted at the statewide election to be held on November 7, 2006, and becomes effective."

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

**Motion**

On motion of Rep. Badon, the above bill, as amended, was referred to the Legislative Bureau.

**SENATE BILL NO. 645—**

BY SENATORS MOUNT AND SCHEDLER AND REPRESENTATIVE BRUNEAU

**AN ACT**

To amend and reenact R.S. 13:1, 474, 477(introductory paragraph), 691(A), 759, 842(A), 846(A)(introductory paragraph), and 901, R.S. 18:402(D), and R.S. 44:71; to enact R.S. 13:474.1, 477(41), 621.41, 621.42, 714.1, 714.2, 751.1, 751.2, 751.3, 751.4, 841.3, 983, 996.62 through 996.64, and Chapter 2-A of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:181 through 185; and to repeal R.S. 9:2745, R.S. 13:471, 1001 through 1147, 1271 through 1305, 1312, 1335 through 1347, and 1381.1 through 1400, R.S. 18:514(B), and Part III of Chapter 5 of Title 35 of the Louisiana Revised Statutes of 1950, comprised of R.S. 35:321 through 338, and Chapter 3 of Title 44 of the Louisiana Revised Statutes of 1950, comprised of R.S. 44:201 through 268, relative to the reorganization and consolidation of courts, offices, and officers of the judicial system in and for certain parishes; to provide relative to the register of conveyances and recordation for certain parishes; to provide, delineate, and otherwise designate the powers, authority, duties, functions, compensation, fees, and related matters concerning the civil and criminal district courts, clerks of the civil and criminal courts, the office and custodian of notarial records, the office of the register of conveyances, the office of the recorder of mortgages, and other judicial officers and officials for certain parishes, to create the Forty-First Judicial District, its subsequent courts, magistrate, and commissioners, to create the Consolidated Expense Fund for the Forty-First Judicial District and the Consolidated Expense Fund Board; to provide for the consolidation of certain offices and judicial expense funds; to provide for the election of a single clerk of court for certain parishes commencing with the next election for parochial and municipal officers in the parishes; to provide for effective dates; to abolish the office of the register of conveyances, the office of the recorder of mortgages, and the office and custodian of notarial records; to provide transitional provisions; to request the Judicial Council to review and make recommendations on the optimum number of district court judges in certain parishes based on certain data; to request the Louisiana State Law Institute to change statutory references including the renumbering of provisions consistent with the provisions of this Act; to provide for an effective date; to provide for a referendum in Orleans Parish; and to provide for related matters.

Called from the calendar.

Read by title.

**Motion**

Rep. Bruneau moved that Senate Bill No. 645 be designated as a duplicate of House Bill No. 514.

Rep. Arnold objected.

The roll being called, the Speaker declared that 21 members did not object to designating Senate Bill No. 645 as a duplicate of House Bill No. 514.

The motion was agreed to.

Rep. Bruneau moved that Senate Bill No. 645 be amended to conform with House Bill No. 514 and sent up the following floor amendments:

**HOUSE FLOOR AMENDMENTS**

Conforming amendments proposed by Representative Bruneau to Re-Engrossed Senate Bill No. 645 by Senator Mount (Duplicate of House Bill No. 514)

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 13:1," insert "471,"

AMENDMENT NO. 2

On page 1, line 4, after "621.42," insert "621.43, 621.44 through 621.46,"

AMENDMENT NO. 3

On page 1, line 5, delete "996.62 through 996.64, and" and insert "1312.1 and R.S. 33:1500,"

AMENDMENT NO. 4

On page 1, delete lines 7 and 8 in their entirety and insert the following:

"R.S. 9:2745, R.S. 13:1136, 1137, 1211.1, 1212.1, 1312(B) through (D), 1335 through 1338, 1371, 1371.1, 1371.2, 1377(B) and (C), 1381.4(B) through (D), and 1595.2(B) and (C), R.S. 18:402(D)(3) and 514(B), R.S. 33:1501.1 and 1519.1, and Part III of Chapter 5"

AMENDMENT NO. 5

On page 1, line 12, after "consolidation of" delete the remainder of the line and at the beginning of line 13, delete "certain parishes;" and insert the following:

"the civil and criminal district courts and juvenile court, clerk of the civil and criminal district courts, and civil and criminal sheriffs in and for the parish of Orleans;"

AMENDMENT NO. 6

On page 1, at the beginning of line 14, delete "certain arishes;" and insert "the parish of Orleans;"

AMENDMENT NO. 7

On page 1, line 16, after "criminal courts," insert "the civil and criminal sheriffs,"

AMENDMENT NO. 8

On page 2, at the end of line 1, delete "certain" and at the beginning of line 2, delete "parishes;" and insert "the paish of Orleans;"

AMENDMENT NO. 9

On page 2, line 2, after "subsequent" delete "courts," and insert "divisions,"

AMENDMENT NO. 10

On page 2, line 3, after "commissioners," delete the remainder of the line and delete line 4 in its entirety and insert the following:

", to abolish the Orleans Parish Juvenile Court and transfer its jurisdiction; to extend the terms of office of the judges of the juvenile

court now in office; to transfer the jurisdiction of the juvenile court to the Forty-First Judicial District Court; to provide for the juvenile section of the Forty-First Judicial District Court; to create the Consolidated Judicial Expense Fund for certain courts; to provide for the"

AMENDMENT NO. 11

On page 2, line 6, after "single" insert "sheriff and" and change "certain parishes" to "the parish of Orleans"

AMENDMENT NO. 12

On page 2, line 7, delete "the parishes;" and insert the following:

"Orleans Parish; to provide for the abolition of the separate offices of the civil and criminal sheriff; to provide for submission of a plan requesting preclearance of the election of the sheriff pursuant to the Voting Rights Act;"

AMENDMENT NO. 13

On page 2, line 10, after "provisions;" delete the remainder of the line and delete lines 11 through 14 in their entirety and insert the following:

"to provide for continuation of retirement system coverage; to provide for the reduction by attrition of judges upon retirement pursuant to recommendations of the Judicial Council; to direct the Louisiana State Law Institute to change statutory references necessitated by this Act and to make recommendations it deems necessary to clarify or modify its provisions, including the elimination of antiquated provisions; to provide for effective dates; and to provide"

AMENDMENT NO. 14

On page 2, after line 16, insert the following:

"Section 1.(A) Legislative intent and authority. The legislature recognizes that there should be effective, efficient, and economic administration of governmental services at all levels. It is the intent of the legislature that the public interest is best served by the elimination, to the fullest extent practicable, of the duplication of effort within local government in order to expend public funds more efficiently and wisely and to meet more effectively and conveniently the needs of the people who provide the revenues for its operations, particularly in the wake of devastation wrought by hurricanes Katrina and Rita. It is the public policy of this state to ensure that all courts, officials, and offices enumerated in Article V of the Louisiana Constitution of 1974 are structured in a manner which is responsive to the needs of the people, operated efficiently, and consistent with the funds available. The state, as well as the city of New Orleans and its citizens, now have limited resources with which to support the number of judges and judicial offices it did prior to the hurricanes. While the legislature recognizes that many cities and parishes throughout the coastal areas of the state were devastated by hurricanes Katrina and Rita and their recovery should be addressed, this Act is intended to address the consolidation of some of the judicial offices of the city of New Orleans. The legislature finds that the structure of the judiciary in Orleans Parish is fragmented and inefficient and must be fundamentally changed if the city/ Orleans Parish is to flourish in the post-Katrina/Rita world. The costs of operating one district court, one clerk of the district court, and one sheriff will inherently be less due to economies of scale. The legislature recognizes that the city of New Orleans is of economic, historical, and cultural significance to this state and to this nation and that efficiency of its judiciary and offices comprising the judiciary is fundamental and that the legislature should provide the best framework for its future recovery. The consolidation of the courts and officers covered by this Act is critical to the future financial

stability of the city and will ultimately lessen the financial burden to the citizens of the city of New Orleans and this state. The legislature recognizes that a judicial system founded 200 years ago is unrealistic and not viable in the 21st century. The legislature does hereby enact these provisions in accordance with the authority granted in Sections 16, 18, and 32 of Article V of the Louisiana Constitution of 1974.

(B) One district court. It is the intent of the legislature that there be one district court for the parish of Orleans - the Forty-First Judicial District Court. The consolidation of the civil, criminal, and juvenile courts of the parish of Orleans into one Forty-First Judicial District Court is required for judicial efficiency and the timely administration of justice and will ultimately provide financial stability for all of the courts.

(C) One clerk of court. The legislature finds that there should be one clerk of the Forty-First Judicial District Court. In all parishes of the state, except Orleans Parish, there is one clerk of court in which all instruments and acts are filed for record. In Orleans Parish, all notarial acts are required to be filed and deposited in the office of the custodian of notarial records, all conveyances and leases of immovables are required to be recorded in the office of the register of conveyances, and all mortgages and encumbrances on movable and immovable property are required to be recorded in the office of the recorder of mortgages. It is the policy of this state that the manner in which acts of conveyance or mortgage of immovable property, chattel mortgages, filings under Chapter 9 of the Louisiana Commercial Laws, notarial acts, and all other acts filed for public record shall be uniform throughout the state and that the citizens of the city and parish of Orleans should be afforded the convenience and economy of filing a document for record in one office.

(D) One sheriff. The legislature recognizes that the consolidation of the powers, duties, functions, and employees of the civil and criminal sheriffs into a single sheriff of the parish of Orleans is in the best interest of the citizens of the parish of Orleans and the state of Louisiana and that the historical reasons for having two sheriffs are no longer valid and sound economically.

(E) Legislation action required now. The constitution prohibits decreasing the terms of judges and other elected officials during their terms of office, and accordingly, some of the provisions of this Act will not effect a consolidation until 2009, 2010, and 2015, respectively. The legislature declares, however, that the process must begin now so that the elected officials covered by this Act as well as their employees and the citizens of New Orleans can plan for the future and know that the district court, clerk, and sheriff are structured in the most efficient manner with vision for the future and not in a system established two centuries ago."

AMENDMENT NO. 15

On page 2, at the beginning of line 17, change "Section 1." to "Section 2." after after "R.S. 13:1," insert "471," and at the end of the line delete "842(A)."

AMENDMENT NO. 16

On page 2, line 19, after "621.42," insert "621.43,"

AMENDMENT NO. 17

On page 2, line 20, delete "996.62 through 996.64" and insert "1312.1"

AMENDMENT NO. 18

On page 2, at the end of line 24, insert "of Orleans ~~parish~~ Parish"

AMENDMENT NO. 19

On page 3, at the end of line 4, insert "ORLEANS PARISH EXCEPTED"

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## AMENDMENT NO. 20

On page 3, after line 5, insert the following:

"§471. Scope of Chapter 4

The Except as otherwise provided by law to the contrary, the general provisions of R.S. 13:472 through 13:967 inclusive this Chapter shall not apply to the district courts court of Orleans parish, except as provided in Title 13, Chapter 5 Parish."

## AMENDMENT NO. 21

On page 3, line 21, after "judges" and before the comma "," insert "of the civil section of the Forty-First Judicial District Court"

## AMENDMENT NO. 22

On page 3, line 23, after "judges" insert "of the civil section"

## AMENDMENT NO. 23

On page 4, line 28, after "Consolidated" insert "Judicial"

## AMENDMENT NO. 24

On page 5, line 1, delete "the clerk of court and/or"

## AMENDMENT NO. 25

On page 5, at the beginning of line 2 and after "acting" change "presiding" to "chief"

## AMENDMENT NO. 26

On page 5, at the end of line 18, delete "not less than"

## AMENDMENT NO. 27

On page 5, at the end of line 19, insert the following:

"The number of judges of the court shall be reduced by attrition and retirement of judges of the court upon implementation by the legislature of the plan recommended by the Judicial Council as provided by Act No. 16 of the 2006 First Extraordinary Session. As used in this Section, unless the context clearly requires otherwise "district court" shall mean the Forty-First Judicial District Court."

## AMENDMENT NO. 28

On page 5, at the end of line 22, change the period "." to a comma "," and insert the following:

"including jurisdiction previously vested with the Civil District Court for the parish of Orleans including the provisions of R.S. 13:1139 and 1140 and the jurisdiction previously vested with the Criminal District Court for the parish of Orleans.

B. Respecting seniority and the requirement that all cases be assigned randomly within multi-judge sections, the judges of the Forty-First Judicial District Court, by rule adopted by a majority vote of the judges sitting en banc, shall create and assign certain divisions of the court to civil, criminal, and domestic relation sections of the court. When the juvenile section of the Forty-First Judicial District Court is established, the court shall also assign divisions to the juvenile section of the court created as provided in R.S. 13:621.44 through 621.46."

## AMENDMENT NO. 29

On page 5, delete lines 23 through 27 in their entirety

## AMENDMENT NO. 30

On page 5, at the beginning of line 28, change "(2)" to "C." and after "assignments to" change "divisions," to "sections,"

## AMENDMENT NO. 31

On page 5, line 29, after "of the" insert "district" and at the end of the line insert the following:

"The Forty-First Judicial District shall have four sections of court: a criminal, civil, domestic relations, and juvenile. The divisions assigned to the domestic relations section shall be subject to the provisions of R.S. 13:621.42 and as presently provided in R.S. 13:1138. The juvenile section shall not become effective until the terms of office of the judges of the Juvenile Court of the parish of Orleans expire and the court is abolished and the juvenile section is created in accordance with R.S. 13:621.44 through 621.46.

D.(1) The criminal section of the Forty-First Judicial District Court shall be composed of not fewer than twelve divisions and a magistrate division excluding the commissioners, and for the purpose of nomination and election only, shall be designated as Divisions "A", "B", "C", "D", "E", "F", "G", "H", "I", "J", "K", and "L", and the magistrate division, with a judge presiding over each division. The judges and magistrate presently presiding over the same respective alphabetical designations and the magistrate of the magistrate division of the Criminal District Court for the parish of Orleans having jurisdiction over criminal matters shall continue to serve until the thirty-first day of December of the year in which their terms expire.

(2) The criminal section of the Forty-First Judicial District Court shall be assigned the trial and punishment of all crimes, misdemeanors, and offenses committed within the parish of Orleans if the jurisdiction is not vested by law in some other court.

(3) The judges of the criminal section of the district court shall be assigned and have the power to act as committing magistrates in all felony charges and to hold preliminary examinations with authority to bail or discharge or to hold for trial in all cases before said court. They also may adopt all necessary rules with respect thereto.

(4) The criminal section of the court shall be assigned civil commitment proceedings when the court determines a mentally defective defendant, who is under the jurisdiction of the court on pending criminal charges but is incapable of standing trial, is a danger to himself or others and is unlikely in the foreseeable future to be capable of standing trial.

(5) The criminal section of the district court shall be assigned the appeals of all cases tried before the Municipal Court of New Orleans and the Traffic Court of New Orleans. Appeals from the municipal and traffic courts shall be on the law and the facts and shall be tried upon the records made and the evidence offered in said courts by the judge to whom the appeal shall be allotted. The judges of the criminal section shall adopt rules regulating the manner of taking and hearing and deciding such appeals.

(6) The criminal section of the court shall be assigned criminal matters and shall have general supervisory jurisdiction over the municipal and traffic courts of New Orleans and shall have authority to issue writs of habeas corpus in criminal cases, as well as such other writs and orders as are necessary in aid of the jurisdiction of the court.

(7) All of the judges of the criminal section shall hold court in one building in the city of New Orleans, unless otherwise provided by law.

E.(1) The civil section of the Forty-First Judicial District Court shall be composed of not fewer than fourteen divisions, which shall be designated for the purpose of nomination and election only, as Civil Divisions "A", "B", "C", "D", "E", "F", "G", "H", "I", "J", "K", "L", "M", and "N" with a judge presiding over each division. The judges presently presiding over the respective alphabetical designations of the Civil District Court for the parish of Orleans having jurisdiction over civil matters shall continue to serve until the thirty-first day of December of the year in which their terms expire.

(2) The civil section of the Forty-First Judicial District Court shall be assigned civil matters as provided in this Section and as otherwise provided by law.

(3) The civil section of the district court shall be assigned the appeals of all cases tried in the city courts of said court where the amount in dispute, value of the movable property involved, or fund to be distributed does not exceed one hundred dollars, exclusive of interest. These appeals shall be tried de novo by a single judge and without a jury; however, the district court may provide by rule that no evidence shall be admitted on the trial de novo which was not offered in the city court unless it is shown to the satisfaction of the court that despite the exercise of reasonable diligence by the party offering it such evidence could not have been produced at the trial in the city court.

(4) All of the judges of the civil section of the district court shall hold court in one building in the city of New Orleans, including the judges of the First City Court, except for the judge of the Second City Court, who may hold court, by local rule on the east bank of the Mississippi River and including the juvenile section of the court when it is established.

F. The judges of the Forty-First Judicial District Court shall be elected by the qualified electors of the parish of Orleans for terms of six years at the congressional election immediately preceding the expiration of their terms as provided in Subsections D and E of this Section and every six years thereafter. Each judge shall take office on the first day of January of the year following election and shall serve through December thirty-first of the last year of his term. Each of the judges of the alphabetical divisions enumerated in Subsections D and E of this Section, including the magistrate, shall be presided over by a judge of the court. Any candidate for election to the office of judge of this court must designate the division for which he is a candidate, and, if elected, shall succeed to the office of judge of the division for which he was a candidate. The judge oldest in continuous service of the district court shall preside, and in the event two or more judges shall have served the same length of time, the judge oldest in years shall preside.

G. On the date that the Forty-First Judicial District Court becomes effective, all of the books, papers, records, monies, actions, and other property of every kind and description, movable and immovable, real and personal, possessed, controlled, or used by the Civil District Court for the parish of Orleans and Criminal District Court for the parish of Orleans shall be transferred and be owned, possessed, controlled, and used by the Forty-First Judicial District Court for the parish of Orleans. The employees of the Civil District Court for the parish of Orleans and the Criminal District Court for the parish of Orleans shall be transferred in accordance with this Section and shall be subject to the supervision and control of the Forty-First Judicial District Court for the parish of Orleans. The employees transferred in accordance with this Section shall continue to contribute to the retirement system or pension fund to which they were contributing on the effective date of this Section, including the retention of all accrued benefits and contributions to which they were entitled on the effective date of this Section.

§621.42. Domestic relations section; Forty-First Judicial District Court

The judges sitting en banc of the district court shall create a domestic relations section of the district court from the judges elected from the fourteen divisions designated in R.S. 13:621.41(E)(1). The domestic relations section shall be assigned all cases involving domestic relations problems, including actions for divorce, annulment of marriage, establishment or disavowal of paternity of children, alimony, support of children, custody by habeas corpus or otherwise, visitation rights, and all matters incidental to any of the foregoing proceedings; issuance, modification, or dissolution of conservatory writs for the protection of community property; issuance of writs of fieri facias and garnishment under judgments for alimony, child support, and attorney fees; partition proceedings following separation from bed and board; and partition proceedings following divorce judgments. "Domestic relations problems" as used in this Section shall not include tutorship proceedings and suits for separation of property.

§621.43. Forty-First Judicial District; criminal section

The criminal section of the Forty-First Judicial District Court shall have a position or office of judicial administrator, deputy judicial administrator, and assistants, at least thirteen law clerks, and at least four secretaries and shall provide for the conduct of the jury commission and sanity hearings, the cost of all of which shall be appropriated in the appropriation bill which provides for judicial expenses and shall be allocated by the Judicial Budgetary Control Council to such court.

\* \* \*

AMENDMENT NO. 32

Delete pages 6 and 7 in their entirety and on page 8, delete lines 1 through 19 in their entirety

AMENDMENT NO. 33

On page 9, line 6, delete "Section," and insert "division, criminal section;"

AMENDMENT NO. 34

On page 9, line 10, after "Court," insert "criminal section,"

AMENDMENT NO. 35

On page 9, at the end of line 16, delete "The" and delete line 17 in its entirety

AMENDMENT NO. 36

On page 9, line 25, after "Court," insert "criminal section,"

AMENDMENT NO. 37

On page 9, delete lines 27 through 29 in their entirety and on page 10, delete lines 1 through 10 in their entirety and insert the following:

"D. The magistrate shall hold court in the same building as is provided for the other judges of the criminal section of the Forty-First Judicial District Court by the city of New Orleans, and with the approval of the judges of the Forty-First Judicial District Court, assigned to the criminal section, acting en banc, may hear preliminary motions, conduct extradition hearings, accept pleas in misdemeanor cases, hear and render judgments in other matters, including misdemeanor cases, preliminary to the trial on the merits, conduct trials of misdemeanor cases, preside over jury trials of misdemeanor cases, and sign and issue search and arrest warrants upon probable cause being shown in accordance with law. The magistrate shall have the right to appoint a court reporter, deputy court reporter, and minute clerk as provided by law, and the criminal sheriff for the parish of Orleans shall appoint a crier and deputy sheriff for the section of the court created herein as provided by law.

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E. The judges of the Forty-First Judicial District Court assigned to the criminal section, including the magistrate of the magistrate section of said court, acting en banc, shall prescribe rules and procedures not inconsistent with the constitution and laws of this state to be followed in all matters to be presented before the magistrate section."

## AMENDMENT NO. 38

On page 10, at the end of line 11, insert a comma "," and "criminal section"

## AMENDMENT NO. 39

On page 10, at the end of line 12 and the beginning of line 13, change "Magistrate Section" to "magistrate section"

## AMENDMENT NO. 40

On page 10, line 17, change "Magistrate Section" to "magistrate section" and after "Court" and before the period "." insert "criminal section"

## AMENDMENT NO. 41

On page 10, line 19, after "commissioners" delete the remainder of the line and on line 20, delete "Court for the parish"

## AMENDMENT NO. 42

On page 10, line 27, after "source as" delete the remainder of the line and insert "the same positions in the Forty-First Judicial District Court are paid."

## AMENDMENT NO. 43

On page 10, line 28, after "Court." insert "assigned to the criminal section."

## AMENDMENT NO. 44

On page 11, line 3, after "of the" insert "criminal division of the"

## AMENDMENT NO. 45

On page 11, line 9, after "judges" insert "of the criminal division"

## AMENDMENT NO. 46

On page 11, line 12, after "magistrate" delete "office" and insert "section division of the criminal section"

## AMENDMENT NO. 47

On page 11, delete lines 14 through 21 in their entirety

## AMENDMENT NO. 48

On page 11, delete lines 23 and 24 in their entirety

## AMENDMENT NO. 49

On page 11, line 25, delete "Clerk" and insert "Orleans Parish; clerk"

## AMENDMENT NO. 50

On page 11 line 26, delete "There" and insert "Beginning with the election for parochial and municipal officers in the parish of Orleans to be held in 2010, there"

## AMENDMENT NO. 51

On page 11, line 27, delete "the parish." and insert "Orleans Parish."

## AMENDMENT NO. 52

On page 11, line 28, delete "the parish." and insert "Orleans Parish."

## AMENDMENT NO. 53

On page 12, line 3, after "parish" insert "of Orleans"

## AMENDMENT NO. 54

On page 12, line 4, after "parish" insert "of Orleans"

## AMENDMENT NO. 55

On page 12, line 8, after "parish" insert "of Orleans"

## AMENDMENT NO. 56

On page 12, line 9, change "Matters." to "Section."

## AMENDMENT NO. 57

On page 12, at the end of line 11, change "Matters." to "Section."

## AMENDMENT NO. 58

On page 12, at the beginning of line 14, after "parish" insert "of Orleans"

## AMENDMENT NO. 59

On page 12, at the end of line 14, after "parish" insert "of Orleans"

## AMENDMENT NO. 60

On page 12, at the beginning of line 21, after "parish" insert "of Orleans"

## AMENDMENT NO. 61

On page 12, at the end of line 21, after "parish" insert "of Orleans"

## AMENDMENT NO. 62

On page 12, at the end of line 24, after "D." insert "(1)" insert "of Orleans"

## AMENDMENT NO. 63

On page 12, line 25, after "parish" insert "of Orleans"

## AMENDMENT NO. 64

On page 12, at the end of line 28, delete "The" and delete line 29 in its entirety and on page 13, delete lines 1 through 7 in their entirety and insert the following:

"(2) The employees so transferred shall remain members of the Clerks' of Court Retirement and Relief Fund as long as they are employed by the clerk of the district court. Employee and employer contributions shall be made in accordance with law and from the same source."

## AMENDMENT NO. 65

On page 13, line 13, after "of the" delete the remainder of the line and on line 14 delete "each fiscal year thereafter." and insert "salary fund as provided therein."

## AMENDMENT NO. 66

On page 13, delete lines 21 through 29 in their entirety and on page 14, delete line 1 in its entirety and insert the following:

"§751.4. Cross-references

The provisions of R.S. 13:750 and 750.1 shall apply in Orleans Parish."

AMENDMENT NO. 67

On page 14, line 4, delete "clerks" and insert "clerk"

AMENDMENT NO. 68

On page 14, delete lines 13 through 26 in their entirety and insert the following:

"In civil and criminal matters, the clerk of the Forty-First Judicial District Court shall be entitled to demand and receive the same fees that the clerks of the civil and criminal district court were entitled to demand and receive on the date that the clerk takes office."

AMENDMENT NO. 69

On page 15, delete lines 14 through 29 in their entirety, delete pages 16 through 23 in their entirety, and on page 24, delete lines 1 through 23 in their entirety and insert the following:

"A. Effective January 1, 2009, the judges of the civil and criminal sections shall be authorized to appoint court reporters, in the same manner and number, who shall be paid from the same source, as provided by law on December 31, 2008. Effective January 1, 2015, the judges of the juvenile section shall be authorized to appoint court reporters, in the same manner and number, who shall be paid from the same source, as provided by law on December 31, 2014.

B. The fees charged by the court reporters of the civil and criminal sections shall be the same as charged by the court reporters of civil or district courts for the parish of Orleans, as may be applicable, on December 31, 2008.

\* \* \*

§1312.1. Consolidated Judicial Expense Fund for the civil and criminal district courts; the juvenile court for the parish of Orleans; and the First and Second City Courts of the city of New Orleans

A.(1) There is hereby created a Consolidated Judicial Expense Fund for the civil and criminal district courts, the juvenile court for the parish of Orleans, and the First and Second City Courts of the city of New Orleans which shall be known as the "Consolidated Judicial Expense Fund". As used in this Section, "judges" shall mean the judges of the courts enumerated in this Subsection and the magistrate of the criminal district court. In the event that the juvenile court is abolished, the term "judges" shall also include the judges of the section or division exercising jurisdiction over such matters as the Orleans Parish Juvenile Court exercised prior to its abolition.

(2) A committee of the following judges shall administer and have control over the fund and all disbursements made therefrom: three judges from the civil district court selected by a majority of the judges of that court sitting en banc, three judges from the criminal district court selected by a majority of the judges of that court sitting en banc, one judge of the juvenile court for the parish of Orleans selected by a majority of the judges of that court sitting en banc, and one judge from the first or second city courts of New Orleans selected by a majority of the judges of both courts sitting en banc.

B.(1) Notwithstanding any other law to the contrary, effective January 1, 2007, all monies, deposits, accounts heretofore possessed, controlled, exercised, or used by a court or judge separately or collectively, but not limited to, by virtue of or in any way connected with the judicial expense fund created by R.S. 13:1312 and the sums

required to be deposited in the fund by the clerks of the civil district court and the First and Second City Courts of the city of New Orleans, the register of conveyances, and the recorder of mortgages, the fines and forfeiture account created by R.S. 15:571.11(D) and allocated to the criminal district court of Orleans Parish, the cost fund created by R.S. 13:1377, the judicial expense fund created by R.S. 13:1381.4, the Restitution Fund created and authorized by the Code of Criminal Procedure Article 895.1, monies collected by the sheriff on premiums for commercial sureties in the parish of Orleans under R.S. 22:1065.1 and required to be remitted to and allocated to the Criminal District Court for the parish of Orleans under R.S. 22:1065.1(B)(1) and (3), monies in the judicial expense fund of the Orleans Parish Juvenile Court and funds collected pursuant to R.S. 13:1595.2, and any and all monies required to be paid to the courts or accounts of the courts enumerated in Subsection A of this Section shall be transferred to the Consolidated Judicial Expense Fund, and monies so allocated to the fund shall be continued to be paid from the same sources as provided therein into a special account designated as the Consolidated Judicial Expense Fund.

(2) This Section shall not apply to those funds collected pursuant to R.S. 13:1141(A) and R.S. 13:1381.1.

C. Whenever any of the several funds transferred pursuant to this Section is referred to or designated by the constitution or by any law or contract or other document after the effective date of the transfer of such fund, such reference or designation shall be deemed to apply to the Consolidated Judicial Expense Fund.

D. All of the monies transferred and all sums collected or received under this Section shall be remitted to the Consolidated Judicial Expense Fund. The judges shall cause to be conducted annually an audit of the fund and the books and accounts relating thereto, and shall file the same with the office of the legislative auditor where it shall be available for public inspection.

E.(1) The monies in the Consolidated Judicial Expense Fund may be used for any purpose connected with, incidental to, or related to the proper administration or function of the courts and judges designated in Subsection A of this Section or the offices of the judges thereof and is in addition to any and all other funds, salaries, expenses, or other monies that are provided, authorized, or established by law.

(2) The judges, en banc, shall select one judicial administrator of the Consolidated Judicial Expense Fund.

F. The judges, en banc, may further appoint such secretarial, clerical, research, administrative, or other personnel as they deem necessary to expedite the business and function of the courts and fix and pay all or any part of the salaries of such personnel out of the monies in the Consolidated Judicial Expense Fund. In like manner, the judges, en banc, may utilize the monies in the Consolidated Judicial Expense Fund to pay all or any part of the cost of establishing or maintaining, or both, a law library for the courts, or for buying or maintaining, or both, any type of equipment, supplies, or other items consistent with or germane to the efficient operation of the courts. The Consolidated Judicial Expense Fund may be used for any purpose or purposes connected with, incidental to, or related to the proper administration or function of the courts or the offices of the individual judges and is in addition to any and all other funds, salaries, expenses, or other monies that are now or hereafter provided, authorized, or established by law for any of the aforesaid purposes. No salary shall be paid from the Consolidated Judicial Expense Fund to any judges of the courts.

G.(1) The monies in the Consolidated Judicial Expense Fund may be used to pay all or any part of the cost of planning, designing, and constructing a new courthouse for the parish of Orleans to house the other courts designated in Subsection A, including the First and/or Second City Courts; however, no additional fees or costs shall

be imposed to fund any portion of the planning, designing, or construction of a new courthouse. Any additional funds used for the planning, design, or construction of a new courthouse shall come from commercial leasing revenues, contributions from agencies located or to be located in the courthouse, and any other non-court cost related source.

(2) Before any construction of a new courthouse is begun, the plans and costs shall be submitted to and approved by the Joint Legislative Committee on the Budget. Any contract for the planning, designing, or construction of a new courthouse shall be subject to the public bid laws.

(3) The provisions of this Subsection shall not affect the obligation of the city of New Orleans to provide buildings to house the Civil District Court and the other courts housed therein and the Criminal District Court.

H. This Section shall not be construed in any manner which will impair the contractual or other obligations of any fund transferred by this Section or of the state of Louisiana. All obligations of any fund transferred in accordance with this Section hereafter shall be deemed to be the obligations of the Consolidated Judicial Expense Fund to the same extent as if originally made by said fund. In like manner, and in order to prevent any violation of the provisions, terms, or conditions of any gift, donation, deed, will, trust, or other instrument or disposition by which property of any kind has been vested in a fund transferred by this Section, or diversion from the purposes for which such property was thus vested in any fund, it is hereby specifically provided that each such instrument or disposition hereafter shall be deemed to have been vested in the Consolidated Judicial Expense Fund to which the fund is transferred in the same manner and to the same extent as if originally so done.

I. The Consolidated Judicial Expense Fund to which each fund is transferred shall be the successor in every way to each fund transferred and from which functions are or may be merged and consolidated, including all of the obligations and debts of each fund. All other dedications and allocations of revenues and sources of revenues heretofore made, which are constitutional under the Constitution of Louisiana of 1974, shall continue, until otherwise hereafter provided by the constitution, in the same manner, to the same extent, and for the same purposes as were provided prior to the enactment of this Section.

J. Upon the transfer of each fund in accordance with this Section, any pending or unfinished business of each such fund shall be taken over and be completed by the Consolidated Judicial Expense Fund with the same power and authority as that of the fund transferred. The Consolidated Judicial Expense Fund shall be the successor in every way to each fund, and every act done by the Consolidated Judicial Expense Fund in the exercise of the functions of each shall be deemed to have the same force and effect under any provisions of the constitution and laws in effect on the effective date of this Section as if done by the fund transferred.

K. The judges designated in R.S. 13:1312.1(A) on or before July 1, 2006, shall, sitting en banc, provide for the implementation of the Consolidated Judicial Expense Fund.

\* \* \*

AMENDMENT NO. 70

On page 24, at the beginning of line 24, change "Section 2." to "Section 3."

AMENDMENT NO. 71

On page 25, after line 14, insert the following:

"Section 4. R.S. 33:1500 is hereby enacted to read as follows:

§1500. Sheriff for parish of Orleans; election; term

A. There shall be one sheriff for the parish of Orleans, who shall be elected by the qualified electors of the parish of Orleans. He shall be elected at the election for parochial and municipal officers in Orleans Parish, shall serve for a term of four years, and shall take office and begin his term on the first Monday in May following his election.

B. When the sheriff provided for in Subsection A of this Section takes office, the separate offices of the civil sheriff and the criminal sheriff for the parish of Orleans shall be abolished, and the sheriff shall be the successor to and exercise all of the functions, duties, and responsibilities of their respective offices, which shall be merged and consolidated within the office of the sheriff for the parish of Orleans.

C.(1) All books, papers, records, money, actions, and other property of every kind and description, movable and immovable, real and personal, possessed, controlled, or used by the civil sheriff and the criminal sheriff shall be transferred to the office of the sheriff.

(2) The sheriff shall have and shall exercise all of the powers, duties, and functions of the civil sheriff of the parish of Orleans and the criminal sheriff of the parish of Orleans. The sheriff shall provide for the ongoing merger and consolidation of the offices of the civil and criminal sheriff within his office and shall develop a plan for retaining, appointing, removing, assigning and promoting such deputies and other personnel necessary for the efficient and effective operation of his office. The sheriff shall complete the merger and consolidation as soon as practicable after taking office. This plan shall include detailed procedures for the realignment, distribution, assignment, consolidation, and coordination of the powers, duties, functions, and responsibilities of each office and also shall include procedures for the transfer and utilization of positions, personnel, funds, office space, facilities, and equipment, including relocation of facilities if deemed appropriate. The sheriff shall accomplish the consolidation of the offices of the civil and criminal sheriff into his office with the least possible disruption of services and the least possible expenditure of public funds.

D. Whenever the civil sheriff of the parish of Orleans or the criminal sheriff of the parish of Orleans is referred to or designated by law, rule, or regulation on the date that those offices are abolished, such reference or designation shall be deemed to apply to the sheriff of the parish of Orleans."

AMENDMENT NO. 72

On page 25, at the beginning of line 15, change "Section 3." to "Section 5."

AMENDMENT NO. 73

On page 26, at the end of line 6 and the beginning of line 7, delete "Orleans Parish." and insert "the parish of Orleans."

AMENDMENT NO. 74

On page 26, at the end of line 11, delete "Forty-" and delete line 12 in its entirety and insert "Civil District Court for the parish of Orleans."

AMENDMENT NO. 75

On page 26, line 18, after "three" delete "chief"

AMENDMENT NO. 76

On page 26, line 19, after "Each" delete "chief"

AMENDMENT NO. 77

On page 26, line 20, after "Each" delete "chief"

AMENDMENT NO. 78

On page 27, at the end of line 8, after "parish" insert "of Orleans"

AMENDMENT NO. 79

On page 27, line 9, after "2009" change the period "." to a comma "," and insert "and remitted in accordance with the existing provisions of law."

AMENDMENT NO. 80

On page 27, after line 10, insert the following:

"§181.5. Separate account

A. A separate account is hereby established in the Consolidated Judicial Expense Fund, and all sums collected or received by the clerk of court as parish recorder, except as otherwise provided for the Archival Trust Fund, shall be deposited in the separate account to be disbursed by the judges of the courts, en banc, as provided in R.S. 13:1312.1.

B. Subject to the authority and approval of the judges of the courts, en banc, as provided in R.S. 13:1312.1, the courts may authorize the expenditure of funds connected with the administration or function of the recordation of documents by the office of the clerk of court as the parish recorder, including salaries, benefits, and pension contributions. The separate account shall be audited annually, and a copy of the report furnished to the legislative auditor as provided by law, where it shall be available for public inspection, and with the Joint Legislative Committee on the Budget. The audit report shall also be published, at the sole expense of the clerk of court for the Forty-First Judicial District Court, in the official journal of the parish of Orleans, no later than January first of each year.

C. The administrator of the Consolidated Judicial Expense Fund, designated by the judges of the courts having authority over the fund, beginning in 2010, on or before July seventh, annually, shall submit to the clerk of court a financial statement and accounting of all sums which have been deposited therein by the clerk of court as parish recorder.

AMENDMENT NO. 81

On page 27, line 11, change "§181.5." to "§181.6."

AMENDMENT NO. 82

On page 27, line 12, delete "parish" and insert "city of New Orleans"

AMENDMENT NO. 83

On page 27, line 13, after "which the" insert "Civil Section of the"

AMENDMENT NO. 84

On page 27, at the end of line 26, delete "and any other" and delete line 27 in its entirety and insert a period "."

AMENDMENT NO. 85

On page 28, line 1, after "parish" and before the comma "," insert "of Orleans"

AMENDMENT NO. 86

On page 28, line 5, after "parish" and before the comma "," insert "of Orleans"

AMENDMENT NO. 87

On page 28, at the beginning of line 13, delete "the parish." and insert "Orleans Parish."

AMENDMENT NO. 88

On page 29, line 1, after "parish" and before the comma "," insert "of Orleans"

AMENDMENT NO. 89

On page 29, line 22, after "parish" and before the comma "," insert "of Orleans"

AMENDMENT NO. 90

On page 30, line 11, delete "Forty-First Judicial" and insert "Civil" and after "Court" and before the comma "," insert "in and for the parish of Orleans or its successor"

AMENDMENT NO. 91

On page 30, at the end of line 26, insert a comma "," and "and to the Joint Legislative Committee on the Budget and shall publish a copy, at his own expense, in the official journal of the parish of Orleans, commencing January 1, 2009."

AMENDMENT NO. 92

On page 32, line 28, delete "the parish" and insert "Orleans Parish"

AMENDMENT NO. 93

On page 33, line 3, after "parish" and before the comma "," insert "of Orleans"

AMENDMENT NO. 94

On page 33, line 5, delete "of the clerk's office." and insert "and profit of the Medical Center of Louisiana at New Orleans."

AMENDMENT NO. 95

On page 33, delete lines 13 through 29 in their entirety and on page 34, delete lines 1 through 19 in their entirety

AMENDMENT NO. 96

On page 34, at the beginning of line 20, insert "Section 6.(A)"

AMENDMENT NO. 97

On page 34, line 21, change "Sections 4 through 17" to "Sections 5 through 18" and at the end of the line delete "Forty-First"

AMENDMENT NO. 98

On page 34, at the beginning of line 22, delete "Judicial" and after "for" delete "Civil Matters," and insert "the parish of Orleans,"

AMENDMENT NO. 99

On page 34, line 24, after "District Court." insert "(B)"

AMENDMENT NO. 100

On page 34, line 27, change "Forty-First Judicial" to "Civil"

AMENDMENT NO. 101

On page 34, delete line 28 in its entirety and on line 29, delete "Matters" and insert "for the parish of Orleans until the office of clerk of the Civil District Court for the parish of Orleans"

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## AMENDMENT NO. 102

On page 35, line 8, after "this intent." delete the remainder of the line and delete lines 9 through 12 in their entirety

## AMENDMENT NO. 103

On page 35, at the beginning of line 22, change "Section 5." to "Section 7."

## AMENDMENT NO. 104

On page 36, at the beginning of line 23, change "Section 6." to "Section 8."

## AMENDMENT NO. 105

On page 36, line 24, delete "for the Forty-First Judicial District"

## AMENDMENT NO. 106

On page 37, at the end of line 4, change the period "." to a comma "," and insert the following:

"where it shall be available for public inspection, and with the Joint Legislative Committee on the Budget. The audit report shall also be published, at the sole expense of the clerk of court for the Civil and Criminal District Courts or its successor, in the official journal of the parish of Orleans, no later than January first of each year.

(B) The administrator of the Consolidated Judicial Expense Fund shall on or before January 7, 2009, submit to the clerk of court of the Civil and Criminal District Courts or his successor a financial statement and accounting of all sums which have been deposited therein by the custodian of notarial records, the register of conveyances, the recorder of mortgages, and the clerk of court as parish recorder. The administrator shall remit to the office of the clerk of court on or before January 7, 2009, all funds on deposit, surplus funds, and reserve funds held by the judicial expense fund in the accounts of the custodian of notarial records, the register of conveyances, and the recorder of mortgages to be immediately deposited by the clerk of court into the separate account established as provided in this Section."

## AMENDMENT NO. 107

On page 37, at the beginning of line 5, change "Section 7." to "Section 9."

## AMENDMENT NO. 108

On page 37, line 7, after "which the" insert "Civil Section of the"

## AMENDMENT NO. 109

On page 37, line 11, change "Section 8." to "Section 10."

## AMENDMENT NO. 110

On page 38, line 18, change "Section 9." to "Section 11."

## AMENDMENT NO. 111

On page 38, line 24, change "Section 10." to "Section 12."

## AMENDMENT NO. 112

On page 39, line 1, after "Louisiana" delete the remainder of the line and insert "State Employees Retirement System"

## AMENDMENT NO. 113

On page 39, line 3, change "Section 11." to "Section 13."

## AMENDMENT NO. 114

On page 39, line 6, change "Section 12." to "Section 14."

## AMENDMENT NO. 115

On page 39, line 10, change "Section 13." to "Section 15."

## AMENDMENT NO. 116

On page 39, line 18, change "Section 14." to "Section 16."

## AMENDMENT NO. 117

On page 39, line 22, change "Section 15." to "Section 17."

## AMENDMENT NO. 118

On page 39, line 27, change "Section 16." to "Section 18."

## AMENDMENT NO. 119

On page 40, delete lines 5 and 6 in their entirety and insert the following:

"Section 19.(A) R.S. 13:1312(B) through (D), 1377(B) and (C), 1381.4(B) through (D), and 1595.2(B) and (C) are hereby repealed in their entirety effective January 1, 2007.

(B) R.S. 13:1136, 1137, 1211.1, 1212.1, 1335 through 1338, 1371, 1371.1, and 1371.2 are hereby repealed in their entirety."

## AMENDMENT NO. 120

On page 40, line 7, change "Section 18." to "Section 20."

## AMENDMENT NO. 121

On page 40, line 13, change "Section 19." to "Section 21." and change "Sections 4 through 16, and Section 18" to "Sections 5 through 20"

## AMENDMENT NO. 122

On page 40, line 18, change "Sections 4 through 16, and Section 18" to "Sections 5 through 20"

## AMENDMENT NO. 123

On page 40, line 21, change "R.S. 13:751(A)(1)" to "R.S. 13:751.1(A)(1)"

## AMENDMENT NO. 124

On page 40, at the beginning of line 22, change "1" to "2" and after "Section" change "17" to "19"

## AMENDMENT NO. 125

On page 40, line 27, after "759," delete "842(A)," and insert "841.3,"

## AMENDMENT NO. 126

On page 40, line 28, delete "Section 1 and Section 17" and insert "Section 2"

## AMENDMENT NO. 127

On page 41, at the beginning of line 2, change "Section 20." to "Section 22." and change "Sections 17, 19(B), and 21" to "Sections 21 and 28"

AMENDMENT NO. 128

On page 41, line 3, change "Section 1" to "Section 2"

AMENDMENT NO. 129

On page 41, delete lines 7 through 29 in their entirety and on page 42, delete line 1 in its entirety and insert the following:

"Section 23.(A) For purposes of qualifying and election to the office of sheriff at the election of parochial and municipal officers in the parish of Orleans to be held in 2010, the provisions of R.S. 33:1500(A) as enacted by Section 4 of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, such provision shall become effective on the day following such approval.

(B) The election of one sheriff as provided in R.S. 33:1500 shall be implemented at the election of parochial and municipal officers in the parish of Orleans held in 2010. The civil and criminal sheriffs elected at the election of parochial and municipal officers in the parish of Orleans held in 2006 shall serve with all of their respective powers, duties, and functions that existed prior to the enactment of R.S. 33:1500 until the expiration of their term and their successor is elected at the election of parochial and municipal officers in the parish of Orleans held in 2010.

(C) Except for the provisions of R.S. 33:1500(A), the provisions of Section 4 shall become effective on the date that the sheriff elected at the election of parochial and municipal officers in the parish of Orleans in 2010 takes office.

(D) R.S. 33:1501.1 and 1519.1 are hereby repealed in their entirety effective on the date that the sheriff elected in 2010 takes office.

Section 24. All fees and costs assessed or collected by the clerk of the civil district court, clerk of the Criminal District Court, the civil sheriff, or the criminal sheriff for the parish of Orleans in effect on the effective date of this Section are continued and shall be assessed and collected in accordance with the provisions of law then in effect.

Section 25. The Louisiana State Law Institute is hereby directed to renumber and rearrange any sections or parts of Sections of this Act and make any such changes to references to other provisions of law consistent with the provisions of this Act. The Louisiana State Law Institute is also directed to submit such recommendations on or before March 1, 2007, as it deems necessary to clarify, modify, or repeal any of the provisions of this Act or any other provision of law, including the elimination of antiquated provisions consistent with the provisions of the Act.

Section 26. The Louisiana State Law Institute is directed to redesignate the provisions of R.S. 13:1141 as R.S. 13:621.42.1 effective January 1, 2009.

Section 27. R.S. 13:621.44 through 621.46 are hereby enacted to read as follows:

§621.44. Abolition of Orleans Parish Juvenile Court; extension of terms of office; jurisdiction; conferred on Forty-First Judicial District Court; transfer of cases

A. The Orleans Parish Juvenile Court is abolished effective December 31, 2014. The terms of office of the judges of the juvenile court now in office shall be extended until December 31, 2014. After the effective date of this Section, no judge shall be elected to the Orleans Parish Juvenile Court except to fill a vacancy and in such case the term of office shall expire on December 31, 2008.

B. It is the express intent of this Section that the jurisdiction conferred by law, particularly the Louisiana Code of Juvenile Procedure, upon the Orleans Parish Juvenile Court, shall be vested in the Forty-First Judicial District Court and shall be the same as it exists on the effective date of this Section. All of its powers, its duties, and its various departments or its personnel, except as herein set forth and provided shall be vested in the Forty-First Judicial District Court as provided in this Section and R.S. 13:621.45 and 621.46.

C. Effective January 1, 2015, all pending cases filed in the Orleans Parish Juvenile Court are hereby transferred to the Forty-First Judicial District Court for the parish of Orleans. All records and files of the Orleans Parish Juvenile Court shall be transferred to the Forty-First Judicial District Court, of the Civil District Court for the parish of Orleans shall hear and dispose of each such case with the same legal effect as if it had been instituted in that court in the first instance.

§621.45. Forty-First Judicial District Court; initial judges; term of office; election; juvenile section

A. There are hereby created six new additional judges of the Forty-First Judicial District Court, to be designated as Juvenile Sections, "A", "B", "C", "D", "E", and "F", for purposes of election and nomination. The initial judges shall be elected for a six-year term at the congressional election to be held in 2014, which shall commence on January 1, 2015, and end on December 31, 2020. Thereafter, the successors in office to these judges shall be elected for a six-year term at the congressional election held in 2020 and every sixth year thereafter.

B. The judges of the Forty-First Judicial District Court in office on January 1, 2015, shall create en banc the Juvenile Section of that court. The rule shall designate not less than six en banc judges who shall be assigned all cases involving juvenile matters over which the district court has jurisdiction.

§621.46. Implementing legislation

The legislature shall enact any such other legislation necessary to effectuate the provisions transferring jurisdiction over juvenile matters to the Forty-First Judicial District Court.

Section 28. This Section, Section 1, and the provisions of R.S. 13:1312.1 as enacted by Section 2 of this Act, and Sections 22 through 27 and 29 of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Section, Section 1, and the provisions of R.S. 13:1312.1 as enacted by Section 2 of this Act, and Sections 23 through 27 of this Act shall become effective on the day following such approval.

Section 29. R.S. 18:402(D)(3) is hereby repealed in its entirety."

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

### Motion

On motion of Rep. Bruneau, the above bill, as amended, was referred to the Legislative Bureau.

### Suspension of the Rules

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

**Petitions, Memorials and Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

June 6, 2006

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

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

House Concurrent Resolution No. 265  
Returned without amendments

House Concurrent Resolution No. 267  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**HOUSE BILLS**

June 6, 2006

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. 16  
Returned without amendments

House Bill No. 69  
Returned with amendments

House Bill No. 91  
Returned with amendments

House Bill No. 206  
Returned without amendments

House Bill No. 228  
Returned with amendments

House Bill No. 229  
Returned with amendments

House Bill No. 291  
Returned without amendments

House Bill No. 299  
Returned with amendments

House Bill No. 345  
Returned with amendments

House Bill No. 350  
Returned without amendments

House Bill No. 351  
Returned with amendments

House Bill No. 365  
Returned without amendments

House Bill No. 422  
Returned without amendments

House Bill No. 453  
Returned with amendments

House Bill No. 539  
Returned without amendments

House Bill No. 566  
Returned without amendments

House Bill No. 577  
Returned without amendments

House Bill No. 702  
Returned without amendments

House Bill No. 795  
Returned with amendments

House Bill No. 802  
Returned without amendments

House Bill No. 830  
Returned with amendments

House Bill No. 838  
Returned without amendments

House Bill No. 839  
Returned without amendments

House Bill No. 954  
Returned with amendments

House Bill No. 993  
Returned without amendments

House Bill No. 1025  
Returned without amendments

House Bill No. 1161  
Returned without amendments

House Bill No. 1204  
Returned with amendments

House Bill No. 1218  
Returned with amendments

House Bill No. 1219  
Returned without amendments

House Bill No. 1222  
Returned with amendments

House Bill No. 1229  
Returned with amendments

House Bill No. 1249  
Returned without amendments

House Bill No. 1278  
Returned without amendments

House Bill No. 1285  
Returned with amendments

House Bill No. 1308  
Returned without amendments

House Bill No. 1330  
Returned without amendments

House Bill No. 1342  
Returned without amendments

House Bill No. 1359  
Returned with amendments

House Bill No. 1379  
Returned with amendments

House Bill No. 1381  
Returned without amendments

House Bill No. 1388  
Returned without amendments

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

June 6, 2006

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

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution No. 122

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**SENATE BILLS**

June 6, 2006

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. 158 and 676

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

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

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

**SENATE BILL NO. 158—**

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 32:61, 63(A), and 141(D), to enact R.S. 32:79(3), and to repeal R.S. 32:62(A), relative to motor vehicles; to provide for removal of vehicles from the roadway following certain accidents and for traffic incident management which emphasizes motor vehicle traffic flow; to provide for the authority of the Department of Transportation and Development to increase or lower certain speed limits; to provide for utilization of the shoulders of certain roadways; and to provide for related matters.

Read by title.

**SENATE BILL NO. 676—**

BY SENATOR HINES AND REPRESENTATIVE WALKER

AN ACT

To amend and reenact R.S. 30:2000.2(1), relative to the Atchafalaya Basin Program; to provide certain definitions; to provide relative to the definition of "Atchafalaya Basin"; and to provide for related matters.

Read by title.

**Message from the Senate**

**SIGNED SENATE CONCURRENT RESOLUTIONS**

June 6, 2006

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

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

Senate Concurrent Resolution Nos. 10, 65, 109, 110, and 114

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

**Message from the Senate**

**SIGNED SENATE BILLS AND JOINT RESOLUTIONS**

June 6, 2006

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

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

Senate Bill Nos. 33, 35, 123, 186, 216, 227, 252, 268, 397, 400, 406, and 589

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

The Senate Bills and Joint Resolutions contained herein were signed by the Speaker of the House.

**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. 90—**  
BY REPRESENTATIVE BADON

A RESOLUTION

To commend the Louisiana Engineering Advancement Program and the University of New Orleans' College of Engineering.

Read by title.

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

**HOUSE RESOLUTION NO. 91—**  
BY REPRESENTATIVE DORSEY

A RESOLUTION

To designate Wednesday, June 7, 2006, as PICO LIFT Day at the Louisiana House of Representatives.

Read by title.

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

**HOUSE RESOLUTION NO. 92—**  
BY REPRESENTATIVE WALKER

A RESOLUTION

To express sincere and heartfelt condolences upon the untimely and tragic deaths of Fred Mayeaux, Jr. and Kim Danielle Mayeaux of Hessmer.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 270—**  
BY REPRESENTATIVE GARY SMITH

A CONCURRENT RESOLUTION

To express condolences upon the death of Professor Frederick William "Louisiana" Swaim, Jr. of New Orleans.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 271—**  
BY REPRESENTATIVE WOOTON

A CONCURRENT RESOLUTION

To extend the authority for the Forensic Strategic Task Force until July 1, 2008.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 272—**  
BY REPRESENTATIVE HILL

A CONCURRENT RESOLUTION

To commend Matthew Shane Emory, the Southwest Louisiana Regional Spelling Bee champion, upon competing in the seventy-seventh annual Scripps National Spelling Bee.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 273—**  
BY REPRESENTATIVE JACKSON

A CONCURRENT RESOLUTION

To urge and request the Governor's Office of Homeland Security and Emergency Preparedness to study the vulnerability of water systems in Louisiana.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 274—**  
BY REPRESENTATIVES QUEZAIRE, DOWNS, DANIEL, ERDEY,

FANNIN, M. GUILLORY, KATZ, PITRE, SALTER, SMILEY, AND ST. GERMAIN

A CONCURRENT RESOLUTION

To urge and request the governor and her administration to address the issue of Utility Relocation Assistance Funding Receivables within the Department of Transportation and Development and to present a feasible plan to the department and to the House and Senate Transportation, Highways and Public Works Committees to collect these fees which do not unduly burden parish and municipal utility companies.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 275—**  
BY REPRESENTATIVE MONTGOMERY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to make completion of Interstate 49 North a high priority and to work as expeditiously as possible to complete this route and to seek all possible sources of funding, both state and federal, to complete this endeavor.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 276—**  
BY REPRESENTATIVE SCALISE

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to permanently abolish the death tax.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 277—**  
BY REPRESENTATIVES DOWNS AND GALLOT AND SENATOR

KOSTELKA

A CONCURRENT RESOLUTION

To commend Jerry Drewett upon his retirement as vice president for administrative services at Louisiana Tech University after thirty-four years of service to the university and forty-two years of total state service.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 278—**  
 BY REPRESENTATIVES BAYLOR, WADDELL, MONTGOMERY,  
 BRUCE, BURRELL, DOERGE, GLOVER, M. POWELL, AND JANE SMITH  
 A CONCURRENT RESOLUTION

To urge and request the Governor's Office of Film and Television Development and the Louisiana Department of Economic Development to approve the Sealy-Slack Wave Tank located in Shreveport, Louisiana, as a state-certified infrastructure project and to grant the infrastructure tax credits in connection therewith.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 279—**  
 BY REPRESENTATIVE E. GUILLORY  
 A CONCURRENT RESOLUTION

To urge and request the Louisiana Citizens Property Insurance Corporation to modify the composition of its board of directors to include three lay people.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 280—**  
 BY REPRESENTATIVE WALSWORTH  
 A CONCURRENT RESOLUTION

To commend Baton Rouge Coca-Cola Bottling Company for celebrating one hundred years in the community.

Read by title.

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

Ordered to the Senate.

**Reports of Committees**

The following reports of committees were received and read:

**Report of the Committee on  
 Administration of Criminal Justice**

June 6, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

Senate Bill No. 10, by Gautreaux, N.  
 Reported favorably. (8-0) (Regular)

Senate Bill No. 338, by Amedee  
 Reported with amendments. (8-0) (Regular)

Senate Bill No. 340, by Cain  
 Reported favorably. (8-0) (Regular)

Senate Bill No. 353, by Murray  
 Reported with amendments. (8-0) (Regular)

DANIEL MARTINY  
 Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

**Report of the Committee on Education**

June 6, 2006

To the Speaker and Members of the House of Representatives:

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

House Bill No. 1334, by Crowe  
 Reported with amendments. (11-0) (Regular)

Senate Concurrent Resolution No. 9, by Kostelka  
 Reported favorably. (11-0)

Senate Concurrent Resolution No. 13, by Dardenne  
 Reported with amendments. (11-0)

Senate Bill No. 111, by Nevers  
 Reported favorably. (13-0) (Regular)

Senate Bill No. 701, by Jones  
 Reported favorably. (11-0) (Regular)

Senate Bill No. 737, by Jones  
 Reported with amendments. (11-0) (Regular)

Senate Bill No. 749, by Nevers  
 Reported with amendments. (13-0) (Regular)

CARL CRANE  
 Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

**Report of the Committee on Natural Resources**

June 6, 2006

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 193, by Pitre  
 Reported favorably. (9-0-1)

Senate Bill No. 30, by McPherson  
 Reported with amendments. (11-0-1) (Regular)

Senate Bill No. 664, by Dupre  
 Reported with amendments. (9-0-1) (Regular)

WILFRED PIERRE  
 Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

**Report of the Committee on Health and Welfare**

June 6, 2006

To the Speaker and Members of the House of Representatives:

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

House Bill No. 337, by M. Guillory  
Reported by substitute. (12-0) (Regular)

Senate Bill No. 417, by Bajoe  
Reported favorably. (14-0) (Regular)

Senate Bill No. 450, by Jackson  
Reported with amendments. (13-0) (Regular)

Senate Bill No. 596, by Schedler  
Reported favorably. (13-0) (Regular)

Senate Bill No. 614, by Bajoe  
Reported with amendments. (11-0) (Regular)

Senate Bill No. 624, by McPherson  
Reported with amendments. (11-0) (Regular)

Senate Bill No. 666, by Schedler  
Reported with amendments. (14-0) (Regular)

Senate Bill No. 727, by Ellington  
Reported with amendments. (12-0) (Regular)

SYDNE MAE DURAND  
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

**Suspension of the Rules**

On motion of Rep. Durand, 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. 337—**  
BY REPRESENTATIVE M. GUILLORY  
AN ACT

To amend and reenact R.S. 40:1300.52(A), (B), (C), (D)(1)(introductory paragraph) and (2), and (E) and to enact R.S. 40:1300.52(B)(3), (D)(1)(c) and (d), (F), (G), and (H), relative to nonlicensed persons and licensed ambulance personnel; to provide for federal criminal history checks; to provide for mandatory elder abuse training; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Health and Welfare.

The substitute was read by title as follows:

**HOUSE BILL NO. 1404 (Substitute for House Bill No. 337 by Representative M. Guillory)—**  
BY REPRESENTATIVE M. GUILLORY  
AN ACT

To amend and reenact R.S. 40:1300.52(A)(1), (B)(1), (C), (D)(2), and (E) and to enact R.S. 40:1300.52(B)(3), relative to

nonlicensed persons and licensed ambulance personnel; to provide for security checks; and to provide for related matters.

Read by title.

On motion of Rep. Durand, the substitute was adopted and became House Bill No. 1404 by Rep. Mickey Guillory, on behalf of the Committee on Health and Welfare, as a substitute for House Bill No. 337 by Rep. Mickey Guillory.

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

**Privileged Report of the Legislative Bureau**

June 6, 2006

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. 6  
Reported without amendments.

Senate Bill No. 7  
Reported without amendments.

Senate Bill No. 95  
Reported without amendments.

Senate Bill No. 137  
Reported without amendments.

Senate Bill No. 140  
Reported without amendments.

Senate Bill No. 151  
Reported without amendments.

Senate Bill No. 215  
Reported without amendments.

Senate Bill No. 222  
Reported without amendments.

Senate Bill No. 241  
Reported without amendments.

Senate Bill No. 258  
Reported without amendments.

Senate Bill No. 269  
Reported without amendments.

Senate Bill No. 284  
Reported without amendments.

Senate Bill No. 285  
Reported without amendments.

Senate Bill No. 299  
Reported without amendments.

Senate Bill No. 358  
Reported without amendments.

Senate Bill No. 383  
Reported without amendments.

Senate Bill No. 393  
Reported without amendments.

Senate Bill No. 445  
Reported without amendments.

Senate Bill No. 455  
Reported without amendments.

Senate Bill No. 471  
Reported without amendments.

Senate Bill No. 503  
Reported without amendments.

Senate Bill No. 513  
Reported without amendments.

Senate Bill No. 522  
Reported without amendments.

Senate Bill No. 545  
Reported with amendments.

Senate Bill No. 546  
Reported without amendments.

Senate Bill No. 554  
Reported without amendments.

Senate Bill No. 575  
Reported without amendments.

Senate Bill No. 605  
Reported without amendments.

Senate Bill No. 612  
Reported without amendments.

Senate Bill No. 618  
Reported without amendments.

Senate Bill No. 662  
Reported without amendments.

Senate Bill No. 673  
Reported without amendments.

Senate Bill No. 698  
Reported without amendments.

Senate Bill No. 723  
Reported without amendments.

Senate Bill No. 743  
Reported with amendments.

Senate Bill No. 747  
Reported without amendments.

Respectfully submitted,  
CHARLES MCDONALD  
Chairman

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

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

**Motion**

On motion of Rep. Toomy, the Committee on Appropriations was discharged from further consideration of House Bill No. 868.

**HOUSE BILL NO. 868—**

BY REPRESENTATIVE TOOMY  
AN ACT

To amend and reenact R.S. 33:1324.1, relative to cooperative endeavors and contracts for services between political corporations, subdivisions, courts, or the state of Louisiana; and to provide for related matters.

Read by title.

On motion of Rep. Toomy, the bill was recommitted to the Committee on Judiciary.

**Privileged Report of the Committee on Enrollment**

June 6, 2006

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

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

The following House Resolutions have been properly enrolled:

**HOUSE RESOLUTION NO. 89—**

BY REPRESENTATIVE WADDELL  
A RESOLUTION

To commend the March of Dimes, the Department of Health and Hospitals, office of public health, and other health care providers for their ongoing fight against premature births and declare November 2006 as Prematurity Awareness Month.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

**Privileged Report of the Committee on Enrollment**

June 6, 2006

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. 255—**

BY REPRESENTATIVE ARNOLD  
A CONCURRENT RESOLUTION

To urge and request the Crescent City Connection Division of the Department of Transportation and Development to request authorization from bondholders to provide free passage on the bridges and ferries it operates to disabled American veterans.

**HOUSE CONCURRENT RESOLUTION NO. 256—**

BY REPRESENTATIVE JEFFERSON  
A CONCURRENT RESOLUTION

To urge and request the Louisiana Recovery Authority to include in The Road Home Housing Program a mortgage assistance program for persons displaced by Hurricane Katrina or Rita.

**HOUSE CONCURRENT RESOLUTION NO. 262—**  
BY REPRESENTATIVES WALSWORTH AND BALDONE  
A CONCURRENT RESOLUTION

To urge and request the Veterans Affairs Commission to develop a plan for an Iraq War Memorial and to report to the legislature regarding the proposed plan not later than December 31, 2006.

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.

**Privileged Report of the Committee on Enrollment**

June 6, 2006

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

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

**HOUSE BILL NO. 4—**

BY REPRESENTATIVE MCDONALD AND SENATOR N. GAUTREUX AND REPRESENTATIVES ALARIO, ALEXANDER, ARNOLD, BALDONE, BRUCE, BURNS, BURRELL, CAZAYOUX, CRAVINS, CROWE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FAUCHEUX, GEYMAN, GREENE, JOHNS, KATZ, KLECKLEY, LAFLEUR, MARTINY, MCVEA, MONTGOMERY, MORRISH, PINAC, T. POWELL, ROMERO, SCALISE, SCHNEIDER, SMILEY, JANE SMITH, TOOMY, TRICHE, WALSWORTH, WHITE, WOOTON, BADON, BAUDOIN, BEARD, K. CARTER, R. CARTER, CRANE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, FARRAR, FRITH, GALLOT, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUTTER, JACKSON, KENNEY, LAMBERT, LANCASTER, ODINET, PIERRE, PITRE, M. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, SALTER, GARY SMITH, JACK SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TUCKER, WALKER, AND WINSTON AND SENATORS AMEDEE, BARHAM, BROOME, CAIN, CHAISSON, CHEEK, DARDENNE, DUPRE, ELLINGTON, FONTENOT, B. GAUTREUX, HINES, JACKSON, KOSTELKA, LENTINI, MALONE, MOUNT, MURRAY, NEVERS, ROMERO, SMITH, THEUNISSEN, AND ULLO

AN ACT

To amend and reenact R.S. 14:78.1(D) and to enact R.S. 14:81.2(E), relative to certain offenses involving juveniles; to increase criminal penalties for certain offenses involving persons under the age of thirteen years; to provide relative to the electronic monitoring of offenders; and to provide for related matters.

**HOUSE BILL NO. 68—**

BY REPRESENTATIVE LAFLEUR

AN ACT

To amend and reenact R.S. 15:144(B) and to enact R.S. 9:2800.16, relative to members of indigent defender boards; to provide relative to a limitation of liability for the members of indigent defender boards; to provide for membership of the indigent defender board in Orleans Parish; and to provide for related matters.

**HOUSE BILL NO. 87—**

BY REPRESENTATIVE WHITE

AN ACT

To enact Part LXIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.251, relative to health care of persons arrested for felony offenses; to require that hospitals notify requesting law enforcement agencies prior to discharge of a patient of the hospital under certain conditions; to provide for definitions; and to provide for related matters.

**HOUSE BILL NO. 92—**

BY REPRESENTATIVES DANIEL, DORSEY, AND HONEY

AN ACT

To amend and reenact R.S. 13:992.1(A) and (B)(1)(a) and (2)(a) and (b) and to enact R.S. 13:992.1(B)(2)(e) and (3), relative to the Nineteenth Judicial District Court judicial building; to provide for an increase in fees of authorized cost per recordation; to provide exclusions for juvenile and family matters from the increase in fees; and to provide for related matters.

**HOUSE BILL NO. 96—**

BY REPRESENTATIVES HUTTER, BARROW, BRUCE, BURRELL, FRITH, KLECKLEY, LAFONTA, T. POWELL, GARY SMITH, STRAIN, TRAHAN, WADDELL, WALSWORTH, AND WHITE

AN ACT

To enact R.S. 37:853, relative to funeral establishments; to provide for identification on caskets; to provide for promulgation of rules; and to provide for related matters.

**HOUSE BILL NO. 170—**

BY REPRESENTATIVES WHITE AND KATZ

AN ACT

To amend and reenact R.S. 15:708(A)(1), (2), (3)(a), and (5), to enact R.S. 15:708(G) and (H), and to repeal R.S. 15:708(A)(3)(c), relative to labor by inmates at workday release programs; to provide an exception for the requirement that inmates remain under the custody and control of the sheriff in cases where the parish or municipal authorities assume the responsibility for the custody and control of participating prisoners for particular parish or municipal projects while the prisoners are outside of prison facilities; to provide for immunity for sheriffs and parish or municipal authorities and their employees for injuries or damages caused or suffered by prisoners participating in any work program during incarceration at parish jail facilities; to provide for applicability; and to provide for related matters.

**HOUSE BILL NO. 180—**

BY REPRESENTATIVE BRUNEAU

AN ACT

To enact Code of Civil Procedure Article 1913(E), relative to notice of judgment; to provide for notice of judgment in open court under certain circumstances; to provide for exceptions; and to provide for related matters.

**HOUSE BILL NO. 322—**

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact Civil Code Article 196 and Code of Civil Procedure Article 1061(B) and Children's Code Article 116(17) and R.S. 9:392(A)(introductory paragraph) and (7), 396(A)(1)(introductory paragraph), (B)(1), and (C)(1), 398.2(A)(1), and 400(A)(4), R.S. 40:34(B)(1)(h)(i), and R.S. 46:121(3)(b), to enact R.S. 9:392.1 and Part II of Chapter 1 of Code Title VII of Code Book 1 of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:401 through 406, and to repeal R.S. 9:305, 395.1, 400(A)(2), and 400.1, relative to the filiation of parents and children; to provide changes in terminology; to provide for exceptions to compulsory reconventional demands; to provide for contestation and disavowal of paternity actions; to provide for the effect of contestation and disavowal judgments on child support, custody, and visitation orders; to provide for an acknowledgment of paternity; to provide for blood tests; to provide for the suspension of prescription for disavowal action; and to provide for related matters.

**HOUSE BILL NO. 369—**

BY REPRESENTATIVE DURAND AND SENATOR ULLO

AN ACT

To amend and reenact R.S. 40:32(1) and 34(B)(1)(a)(viii), (h)(v), (i), and (j), relative to biological parents; to provide for definitions regarding surrogate pregnancies; to expand the definition of

surrogate to include a person related by affinity; to provide for retroactivity; and to provide for related matters.

**HOUSE BILL NO. 400—**  
BY REPRESENTATIVE JACKSON  
AN ACT

To amend and reenact R.S. 51:938.1, relative to the office of entertainment industry development; to create the office; to provide for duties of the office; to provide for promotional activities; to provide for receipt of funds; and to provide for related matters.

**HOUSE BILL NO. 441—**  
BY REPRESENTATIVE K. CARTER  
AN ACT

To amend and reenact R.S. 22:1459, relative to insurers; to eliminate the annual reporting of rates of and compensation paid by stock fire insurers to the Insurance Rating Commission; to change references to agents to references to producers; and to provide for related matters.

**HOUSE BILL NO. 473—**  
BY REPRESENTATIVE WINSTON  
AN ACT

To amend and reenact R.S. 28:852(B), relative to the Florida Parishes Human Services Authority; to provide for a change of domicile of the authority; and to provide for related matters.

**HOUSE BILL NO. 480—**  
BY REPRESENTATIVES DURAND, KATZ, AND ST. GERMAIN AND SENATORS JACKSON AND MOUNT  
AN ACT

To amend and reenact R.S. 49:191(3) and to repeal R.S. 49:191(1)(f), relative to the Department of Social Services; to provide for re-creation of the Department of Social Services and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

**HOUSE BILL NO. 487—**  
BY REPRESENTATIVE K. CARTER  
AN ACT

To amend and reenact R.S. 36:681(C)(1), 686(C)(2) and (E), 687, and 690 and to enact R.S. 36:686(A)(5) and 802.21, relative to the Department of Insurance; to provide with respect to the organization of the department and the agencies made a part of that department; to provide relative to the officers of the department; and to provide for related matters.

**HOUSE BILL NO. 585—**  
BY REPRESENTATIVE K. CARTER  
AN ACT

To amend and reenact R.S. 22:250.2(E)(2)(a)(introductory paragraph) and (iv), (b)(ii), and (c)(iii), relative to health insurance; to provide with respect to group health insurance coverage of a dependent child previously enrolled in Medicaid; and to provide for related matters.

**HOUSE BILL NO. 589—**  
BY REPRESENTATIVE DAMICO  
AN ACT

To amend and reenact R.S. 37:3397(B)(1)(introductory paragraph) and (c), (C)(1)(introductory paragraph) and (c), and (D)(1)(introductory paragraph) and (c), and 3406(D) and to enact R.S. 37:3393(I), (J), (K), and (L) and 3397(B)(6), (C)(5), and (D)(5), relative to the real estate appraisers board; to provide for penalties for unlicensed appraisers; to provide for minimum education, examination, and experience requirements; to provide for use of licenses; and to provide for related matters.

**HOUSE BILL NO. 649—**  
BY REPRESENTATIVE SALTER  
AN ACT

To enact R.S. 47:1998(G), relative to appeals of tax assessments; to provide for the payment of attorney fees, expert fees, and costs under certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 674—**  
BY REPRESENTATIVE WADDELL AND SENATORS DARDENNE, DUPRE, AND FIELDS  
AN ACT

To enact R.S. 18:1309.2, relative to a pilot program for early voting; to authorize the secretary of state to develop and implement a pilot program for the conduct of early voting in additional locations within certain parishes; to limit the number of parishes in which such pilot program may be implemented; to require the secretary of state, clerks of court, and the registrars of voters to work together to develop and implement the pilot program; to limit the time frame for and the number of elections at which the pilot program may be implemented; to require the approval of the pilot program by the House and Senate governmental affairs committees prior to implementation; to require the secretary of state to provide a report regarding the pilot program to the House and Senate governmental affairs committees; and to provide for related matters.

**HOUSE BILL NO. 684—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 47:1978.1, 1992(F)(1) and (G), and 1997(C), relative to property assessment; to provide for listing and assessment procedures; and to provide for related matters.

**HOUSE BILL NO. 687—**  
BY REPRESENTATIVES JACKSON, DANIEL, AND GRAY AND SENATOR JACKSON  
AN ACT

To enact R.S. 28:382.2(D), relative to statewide human services and accountability framework for human services delivery; to provide for reporting; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 690—**  
BY REPRESENTATIVE SCHNEIDER  
AN ACT

To enact Chapter 13-B of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1441 through 1449, relative to consumer protection against computer spyware; to provide for definitions; to provide for spyware prohibitions; to provide for control or modification; to provide for misrepresentation; to provide for nonapplicability; to provide for criminal enforcement and penalties; to provide for civil relief; and to provide for related matters.

**HOUSE BILL NO. 732—**  
BY REPRESENTATIVE MARCHAND  
AN ACT

To amend and reenact R.S. 37:1431(30), relative to the real estate commission; to provide for a definition; and to provide for related matters.

**HOUSE BILL NO. 733—**  
BY REPRESENTATIVE CAZAYOUX AND SENATOR DARDENNE  
AN ACT

To amend and reenact Children's Code Article 615(E)(1) and to enact Children's Code Articles 615(E)(4), 615.1, and 616.2, relative to a child in need of care; to provide for child abuse reporting and investigating; to provide a procedure for reporting to the district attorney; to provide for review by the district attorney; to create a central registry for reports of child sexual abuse; to authorize access to the registry; to provide for confidentiality; to require preservation of certain reports; and to provide for related matters.

**HOUSE BILL NO. 744—**

BY REPRESENTATIVES BRUNEAU AND K. CARTER AND SENATOR MURRAY

AN ACT

To amend and reenact Section 1 of Act No. 130 of the 1896 Regular Session of the Legislature, and Sections 1 through 8 of Act No. 569 of the 1989 Regular Session of the Legislature, as amended by Act No. 13 of the 1998 First Extraordinary Session of the Legislature, and R.S. 36:209(O) and to enact R.S. 36:802.21, relative to New Orleans City Park; to provide for the powers, duties, functions, and responsibilities of the New Orleans City Park Improvement Association and its board of commissioners and the powers, duties, functions, and responsibilities of the Department of Culture, Recreation and Tourism and its officers and offices with respect to the park and the association and its board of commissioners; to provide that the association and its board shall be policymaking agencies; to provide for certain other powers of the board; to provide relative to employees, their appointing authority, civil service status, and certain benefits; to provide relative to contracts with a nonprofit or not-for-profit firm, corporation, or entity and the authority therefor; to provide relative to funds and funding and related procedures; to provide relative to use of the park; to provide that the secretary of the Department of Culture, Recreation and Tourism shall be a member of the board; and to provide for related matters.

**HOUSE BILL NO. 825—**

BY REPRESENTATIVES ST. GERMAIN, DANIEL, LAMBERT, PIERRE, AND JACK SMITH AND SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 56:6.1 and to repeal R.S. 56:317, relative to emergency season closures for hunting and fishing; to authorize the emergency closure of hunting or fishing seasons by the secretary of the Department of Wildlife and Fisheries; and to provide for related matters.

**HOUSE BILL NO. 891—**

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 32:1252(8), (22)(a), and 23(a) and 1254(J)(4)(a), relative to the distribution and sale of motor vehicles; to provide for definitions; to provide for additional licensing and compliance requirements for motor vehicle lessors; and to provide for related matters.

**HOUSE BILL NO. 892—**

BY REPRESENTATIVE K. CARTER

AN ACT

To enact R.S. 9:2800.16, relative to public liability; to provide for government immunity of the state and other political subdivisions during and in the aftermath of Hurricanes Katrina and Rita; to provide for limitation of liability for the state and other governmental subdivisions and its agents and assigns arising out of decisions made, and in its operational activities, in the reopening, rebuilding, and resuming of operations following Hurricanes Katrina and Rita; to prohibit certain causes of action against school districts; to provide for an effective date and a termination date; and to provide for related matters.

**HOUSE BILL NO. 918—**

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To enact R.S. 47:463.131 and 470, relative to motor vehicle prestige license plates; to provide relative to the creation and issuance of the Louisiana largemouth bass special prestige license plate; to provide relative to the fee for such plate; to provide for the use of such fee; to establish a logo plate program for certain commercial fleet vehicles; to provide for qualifications; to provide restrictions; to provide for the design of logo templates; to authorize a one-time charge to create such template; to authorize the promulgation of rules and regulations; and to provide for related matters.

**HOUSE BILL NO. 960—**

BY REPRESENTATIVE HAMMETT

AN ACT

To enact Part VII-A of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2318.1, relative to the selection of professional services for public contracts; to prohibit the selection of providers of design professional services based on price; to provide for contracts for design professional services entered into where price or price-related factors were a factor in selection; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 973—**

BY REPRESENTATIVES GREENE AND TRICHE

AN ACT

To enact Part II-B of Chapter 4 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:491 and 492, and to repeal R.S. 47:463.3, relative to motor vehicle license plates; to provide relative to the creation and issuance of ham radio station license plates for owners or operators; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 977—**

BY REPRESENTATIVE CAZAYOUX

AN ACT

To amend and reenact R.S. 42:1102(21), relative to the Code of Governmental Ethics; to provide for the definition of substantial economic interest for the purpose of the Code of Governmental Ethics; and to provide for related matters.

**HOUSE BILL NO. 983—**

BY REPRESENTATIVES CAZAYOUX, LABRUZZO, SCALISE, AND SCHNEIDER

AN ACT

To enact R.S. 15:551, relative to the monitoring, apprehension, arrest, and prosecution of sex offenders; to create the Sexual Predator Apprehension Team; to provide for the activities of the sexual predator apprehension team; and to provide for related matters.

**HOUSE BILL NO. 1016—**

BY REPRESENTATIVES CAZAYOUX AND LAFLEUR

AN ACT

To amend and reenact R.S. 42:1114.3(B), (C), (D)(1) and (3), and (E)(3), relative to certain disclosures required by the Code of Governmental Ethics; to provide for disclosure reports and statements required to be filed by the Code of Governmental Ethics; to provide for initial disclosure statements; to provide for the manner of filing certain such disclosure statements; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 1036—**

BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 22:844(A)(1) and (12), (C)(1), and (D)(1)(a), relative to investment by domestic insurers in securities; to authorize domestic insurers to invest in certain mortgage obligations and bonds and other mortgage-backed securities and in mutual funds that invest in foreign securities; to authorize domestic life insurers to invest in certain real estate investment trusts; to limit the amount of such investments; and to provide for related matters.

**HOUSE BILL NO. 1051—**

BY REPRESENTATIVE CAZAYOUX AND SENATOR DARDENNE

AN ACT

To enact R.S. 18:18.2, relative to the secretary of state engaging in certain political activities; to prohibit the secretary of state from engaging in certain political activities, except related to his own candidacy; to provide relative to the definitions; and to provide for related matters.

**HOUSE BILL NO. 1071—**

BY REPRESENTATIVES HUNTER, ALARIO, BARROW, DEWITT, DORSEY, GLOVER, HAMMETT, JEFFERSON, RICHMOND, RITCHIE, AND SALTER AND SENATORS BAJOEI, HINES, JACKSON, MOUNT, AND NEVERS

## AN ACT

To enact Chapter 3-C of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.31 through 600.44, relative to housing; to enact and provide for the Louisiana Housing Preservation Act; to provide relative to the identification and rehabilitation of blighted housing property and procedures therefor; to provide for the powers, duties, functions, and responsibilities of parishes, municipalities, and courts relative thereto; to provide for designation of qualified rehabilitation entities; to provide relative to permits, taxes, liens, obligations, and liability; to provide relative to certain preferences; and to provide for related matters.

**HOUSE BILL NO. 1081—**

BY REPRESENTATIVE DURAND

## AN ACT

To enact R.S. 40:2267.3(D) and 2267.5, relative to the Acadiana Criminalistics Laboratory District and Commission; to provide for the membership; to provide for costs; and to provide for related matters.

**HOUSE BILL NO. 1103—**

BY REPRESENTATIVES WADDELL, BEARD, DANIEL, DOWNS, ERDEY, GREENE, HUTTER, PITRE, M. POWELL, QUEZAIRE, ST. GERMAIN, ALARIO, BARROW, BAUDOIN, BAYLOR, BOWLER, BRUCE, BURRELL, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DARTEZ, DOERGE, DORSEY, DOVE, DURAND, FANNIN, FAUCHEUX, HEATON, HEBERT, HILL, JOHNS, KATZ, LANCASTER, MARTINY, MCDONALD, MONTGOMERY, MORRISH, PIERRE, PINAC, T. POWELL, RITCHIE, ROMERO, SALTER, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TOWNSEND, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON AND SENATOR CHEEK

## AN ACT

To amend and reenact R.S. 32:409.1(A)(2)(c) and 410(A)(3)(a)(iii) and R.S. 47:503(A)(3) and to enact R.S. 32:409(C), relative to personal information required by the office of motor vehicles on drivers license and motor vehicle registration applications; to provide relative to the address requirements on such forms for certain applicants; to provide exceptions for law enforcement officers, court officers, and members of their immediate families; to prohibit the release of personal information for such persons under certain circumstances; to provide for certain definitions; and to provide for related matters.

**HOUSE BILL NO. 1116—**

BY REPRESENTATIVES GLOVER AND M. POWELL

## AN ACT

To enact Chapter 5-O of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.121 through 380.126, and R.S. 36:744(Z) and 801.19, to create the Spring Street Historical Museum in the Department of State; to provide relative to the governing authority of the museum including its composition, powers, duties, responsibilities, meetings, and officers; to provide for the adoption of rules and regulations including fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state and the Department of State with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

**HOUSE BILL NO. 1129—**

BY REPRESENTATIVE THOMPSON

## AN ACT

To enact R.S. 56:1705 and 1706, relative to state funds; to establish the Poverty Point Reservoir Development Fund as a special treasury fund; to provide for the deposit and use of monies in the fund; to establish the Audubon Golf Trail Development Fund as a special treasury fund; to provide for the deposit and use of monies in the fund; and to provide for related matters.

**HOUSE BILL NO. 1169 (Substitute for House Bill No. 115 by Representative Pinac)—**

BY REPRESENTATIVE PINAC

## AN ACT

To amend and reenact R.S. 9:1123.115(A), relative to condominium management; to provide for privileges on immovables; and to provide for related matters.

**HOUSE BILL NO. 1230—**

BY REPRESENTATIVE HILL

## AN ACT

To amend and reenact R.S. 33:2740.42(A)(1) and (D), relative to Allen Parish; to authorize the governing authority to levy and collect an additional hotel occupancy tax with voter approval; to provide for the use of such tax; and to provide for related matters.

**HOUSE BILL NO. 1232—**

BY REPRESENTATIVE MARTINY

## AN ACT

To enact R.S. 22:1138.2, relative to insurance producers; to provide for specialty limited lines motor vehicle title insurance producer licenses and their issuance by the commissioner of insurance; to provide for an application process; to provide for fees; to provide for renewals; to provide for registration of employees and representatives; to provide for penalties; to provide for commissions; to provide for regulations; and to provide for related matters.

**HOUSE BILL NO. 1255—**

BY REPRESENTATIVE DURAND AND SENATOR SCHEDLER

## AN ACT

To amend and reenact R.S. 37:3386.1(3), (10), and (14), 3387.1(A) and (E)(2), 3387.2(A) and (E)(1), 3388.2(A), (B), and (D), and 3389, to enact R.S. 36:259(E)(24) and R.S. 37:3387.10 through 3387.14, and to repeal R.S. 37:3386.1(13) and 3387.7 through 3387.9, relative to the Addictive Disorders Practice Act; to provide transitional authority for the Addictive Disorder Regulatory Authority; to provide for definitions; to provide for licensed prevention professionals, certified prevention professionals, registered prevention professionals, prevention services assistants, and certified prevention supervisors; to provide for the Addictive Disorder Regulatory Authority; and to provide for related matters.

**HOUSE BILL NO. 1270—**

BY REPRESENTATIVE RITCHIE

## AN ACT

To amend and reenact R.S. 51:710(A) and to enact R.S. 51:710.1, relative to securities; to provide for the powers and authority of the commissioner of securities; to provide additional powers for the commissioner during a declared state of emergency; to authorize the commissioner to assess certain civil monetary penalties; and to provide for related matters.

**HOUSE BILL NO. 1282—**

BY REPRESENTATIVES SCHNEIDER AND BRUNEAU

## AN ACT

To enact R.S. 38:2212(A)(1)(d)(iv) and to repeal R.S. 38:2212(A)(1)(d)(iv), relative to public works performed by political subdivisions; to provide relative to the applicability of certain laws governing the advertising and letting of contracts to the repair of damage caused by Hurricane Katrina or Rita; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

**Suspension of the Rules**

On motion of Rep. Durand, the rules were suspended to permit the Committee on Health and Welfare to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Concurrent Resolution No. 99

**Suspension of the Rules**

On motion of Rep. Lancaster, the rules were suspended to permit the Committee on House and Governmental Affairs to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution No. 263

Senate Bill Nos. 81 and 422

**Leave of Absence**

Rep. Kennard - 1 day

**Adjournment**

On motion of Rep. Kenney, at 6:40 P.M., the House agreed to adjourn until Wednesday, June 7, 2006, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, June 7, 2006.

ALFRED W. SPEER  
Clerk of the House