

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

FIFTY-EIGHTH DAY'S PROCEEDINGS

Twenty-third Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
 State Capitol
 Baton Rouge, Louisiana
 Saturday, June 21, 1997

The House of Representatives was called to order at 10:45 A.M., by the Honorable H. B. "Hunt" Downer, Jr., Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	Gautreaux	Perkins
Alario	Glover	Pierre
Alexander, A.—93rd	Green	Pinac
Alexander, R.—13th	Guillory	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezairé
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston

Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wright
Total—105		

ABSENT

Total—0

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

Prayer

Prayer was offered by Rep. Jetson.

Pledge of Allegiance

Rep. Powell 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. Riddle, the reading of the Journal was dispensed with.

On motion of Rep. Riddle, the Journal of June 20, 1997, was adopted.

Privileged Report of the Committee on Enrollment

June 21, 1997

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. 258—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To express the sincere condolences of the Louisiana Legislature upon the death of Mr. Sidney Joseph Levet, III, noted citizen, engineer, and founder and president of WCKW-AM, WCKW-FM, and Radio Towers Rental, Inc. in New Orleans.

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 21, 1997

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

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

Page 2 HOUSE

58th Day's Proceedings - June 21, 1997

The following House Bills have been properly enrolled:

HOUSE BILL NO. 550—

BY REPRESENTATIVE SCHNEIDER AND SENATOR SHORT
AN ACT

To enact R.S. 32:63.1, relative to speed limits; to establish maximum speed limits in parts of St. Tammany Parish and adjacent areas; and to provide for related matters.

HOUSE BILL NO. 797—

BY REPRESENTATIVE PRATT
AN ACT

To amend and reenact R.S. 17:352(A) and 415.1(B), relative to textbooks and other materials of instruction; to provide relative to membership of textbook adoption committees appointed by the superintendent of education; to define the term "teacher"; to provide relative to teacher participation in the review, screening, and evaluation of certain materials, equipment, and supplies; and to provide for related matters.

HOUSE BILL NO. 831—

BY REPRESENTATIVE WELCH
AN ACT

To enact R.S. 47:463.48, relative to motor vehicle registration; to provide for special prestige license plates for Laos War veterans; and to provide for related matters.

HOUSE BILL NO. 840—

BY REPRESENTATIVES MARTINY AND FAUCHEUX AND SENATOR LANDRY
AN ACT

To amend and reenact R.S. 47:532.1(A)(4) and (7), relative to public license tag agents; to delete the prohibition on advertising by such agents; to expand the authority of such agents to collect taxes on motor vehicle sales; and to provide for related matters.

HOUSE BILL NO. 918—

BY REPRESENTATIVES DIEZ AND DEWITT
AN ACT

To enact R.S. 49:191(10)(g) and to repeal R.S. 49:191(8)(g), relative to the Department of Transportation and Development; to provide for the re-creation, effective June 30, 1997, of the Department of Transportation and Development and the statutory entities made a part of the Department of Transportation and Development by the Executive Reorganization Act; 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. 919—

BY REPRESENTATIVES DIEZ AND DEWITT
AN ACT

To amend and reenact R.S. 48:191, 192, 224.1, 228, and 229, relative to the state highway system; to create a system of state highways consisting of twelve functional classifications; and to provide for related matters.

HOUSE BILL NO. 1064—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact Children's Code Art. 1263, relative to the annulment of a final decree of adoption; to provide that no such action may be brought after four years from the final decree; to provide exceptions for fraud or duress perpetrated by an adoptive parent; and to provide for related matters.

HOUSE BILL NO. 1113—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To direct and empower the Department of Transportation and Development to authorize and to provide for the transfer or lease of certain property to the Jefferson Parish Public School System from the Department of Transportation and Development; and to provide for related matters.

HOUSE BILL NO. 1190—

BY REPRESENTATIVE ROUSSELLE
AN ACT

To amend and reenact R.S. 38:2215(A), relative to the Public Bid Law; to provide for the period of review of bids; and to provide for related matters.

HOUSE BILL NO. 1364—

BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 9:3516(23)(a)(i) and (26), 3527(C), and 3528(A) and to enact R.S. 9:3516(39), relative to consumer loan transactions; to define "cash advance"; to revise the definition of "prepaid finance charges"; to provide relative to maximum delinquency charges and maximum deferral charges; and to provide for related matters.

HOUSE BILL NO. 1481—

BY REPRESENTATIVES DIEZ AND DEWITT
AN ACT

To amend and reenact R.S. 48:381(E)(1) and (2) and to enact R.S. 48:381.2, relative to use and occupancy of highway rights-of-way; to provide for permitting of certain telecommunications installations within highway rights-of-way; to provide for exceptions; to delete the requirement for reimbursement of expenses by and for rural water districts; to create the Right-of-Way Permit Processing Fund and provide for deposit and expenditure of funds; and to provide for related matters.

HOUSE BILL NO. 1482—

BY REPRESENTATIVES DIEZ, DEWITT, BRUCE, AND ILES
AN ACT

To enact R.S. 32:398(I) and (J), relative to accident reports; to require all law enforcement agencies to contact the Department of Transportation and Development when department property is damaged in an accident; to require the forwarding of accident reports which indicate such damage to the department; and to provide for related matters.

HOUSE BILL NO. 1510—

BY REPRESENTATIVES DONELON, DUPRE, HUDSON, AND POWELL AND SENATOR SHORT
AN ACT

To amend and reenact R.S. 32:295(A), (B), (C), (D), and (H), relative to safety restraint systems in motor vehicles; to provide for the age at which child restraint systems must be used; to provide relative to penalties for lack of use of safety restraint systems; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 1650—

BY REPRESENTATIVE STELLY
AN ACT

To enact R.S. 33:1236.23, relative to Calcasieu Parish; to authorize the parish to initiate procedures to improve a road and accept it into the parish road system simultaneously; and to provide for related matters.

HOUSE BILL NO. 1669—

BY REPRESENTATIVE CHAISSON
AN ACT

To amend and reenact R.S. 34:2471(A)(introductory paragraph) and (1) (introductory paragraph), (2)(introductory paragraph), (3)(introductory paragraph), (4), and (5)(a), relative to the South Louisiana Port Commission; to provide for its membership; and to provide for related matters.

HOUSE BILL NO. 1687—

BY REPRESENTATIVES ANSARDI AND MCMAINS
AN ACT

To enact Subpart B of Part II of Chapter 2 of Code Title XXI of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9:4881 through 4889, relative to oil and gas wells; to provide for a privilege in favor of an operator and non-operator over certain described property; to provide for how the privilege is established and extinguished, its effect as to third persons, and its extinction as to certain movable property; to provide for how the privilege is enforced, the information that must be included in a statement of privilege, the ranking of privileges, and the enforcement of privileges; and to provide for related matters.

HOUSE BILL NO. 1813—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 2:615 and Chapter 20 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3381 through 3384, to create the Intermodal Transportation Act; to provide for cooperative agreements involving all forms of commercial transportation; to authorize the creation of and to provide relative to the South Louisiana Port and Intermodal Transportation Commission by the governing authority of St. John the Baptist Parish and the South Louisiana Port Commission; to authorize the transfer of the St. John the Baptist Parish Airport and adjacent property; and to provide for related matters.

HOUSE BILL NO. 1823—

BY REPRESENTATIVE MICHOT
AN ACT

To amend and reenact R.S. 23:1531, relative to state unemployment taxes; to provide that employer contributions with respect to wages for domestic service employment may be paid annually; and to provide for related matters.

HOUSE BILL NO. 1859—

BY REPRESENTATIVE WINDHORST
AN ACT

To enact R.S. 49:963(E), relative to administrative procedure; to provide relative to judicial review of rules; to allow certain rules to be declared invalid; and to provide for related matters.

HOUSE BILL NO. 1878—

BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 33:386(A) and 461 and to enact R.S. 33:381(D) and R.S. 47:2051.1, relative to the collection of municipal ad valorem taxes in Ouachita Parish; to authorize an agreement between the sheriff, the parish assessor, and the governing authority of certain municipalities in the parish which agreement would provide for the collection by the sheriff of taxes and other amounts on the municipal tax rolls; to provide relative to the contents of such an agreement; to provide for a public hearing; to provide relative to the Lawrason Act requirements for municipal tax assessment and collection as they relate to such agreements; and to provide for related matters.

HOUSE BILL NO. 1908—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 33:4574.1-A(A)(1)(f) and R.S. 47:332.2(B) and to enact R.S. 33:4574.1-A(G), relative to funding for the East Baton Rouge Parish Riverside Centroplex Arena and Exhibition Center and other riverfront projects; to authorize the Baton Rouge Area Convention and Visitors Commission to levy an additional hotel occupancy tax and to provide that the proceeds of such additional tax shall be used for capital improvements and expansion of the center; to provide limitations; to provide for uses of monies in the East Baton Rouge Parish Riverside Centroplex Fund; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1913—

BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact Code of Criminal Procedure Art. 719, relative to scientific testing of criminal defendants; to provide that criminal defendants may obtain one-half of a sample and conduct their own deoxyribonucleic acid testing at their expense; and to provide for related matters.

HOUSE BILL NO. 1926—

BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 38:2241.2, relative to construction contracts reporting requirements; to provide for reporting requirements for certain Department of Transportation and Development contracts; and to provide for related matters.

HOUSE BILL NO. 1971—

BY REPRESENTATIVES BOWLER, DUPRE, MARIONNEAUX, MCCAIN,
AND MORRELL

AN ACT

To amend and reenact R.S. 27:15(B)(2), 25(B)(1), (2)(introductory paragraph) and (d), and (3) and to enact R.S. 27:25(B)(4) and (E), relative to the Louisiana Gaming Control Board; to provide that hearings are conducted in conformity with the Administrative Procedure Act; to provide that decisions are made by the hearing officer rather than by the board; to provide a time limit for the rendering of a decision by the hearing officer; to prohibit ex parte communication with the hearing officer; and to provide for related matters.

HOUSE BILL NO. 2053 —

BY REPRESENTATIVES ANSARDI AND MCMAINS
AN ACT

To amend and reenact Section 1 of Chapter 2 of Title V of Book I of the Civil Code, heretofore comprised of Articles 111 through 120, to comprise Articles 111 through 117; to amend and reenact Part II of Chapter 1 of Code Title V of Title 9 of the Louisiana Revised Statutes of 1950, heretofore comprised of R.S. 9:321 through 327, to comprise R.S. 9:321 through 324; to amend and reenact R.S. 9:382; to redesignate the Title of Chapter 2 of Code Title V of Title 9 of the Louisiana Revised Statutes of 1950 from "Divorce: Transitional Provisions" to "Transitional Provisions" and to designate R.S. 9:381 through 384 as "Part I. Divorce" of said Chapter 2; to redesignate R.S. 9:387 as R.S. 9:385 and designate it as "Part II, Child Custody and Support" of said Chapter 2; to enact a new Part III, entitled "Spousal Support" of said Chapter 2 to be comprised of R.S. 9:386 and 387; and to repeal R.S. 9:327; all relative to the awarding of spousal support to a party in a proceeding for divorce or thereafter; to provide for interim and final periodic support; to provide relative to the initial granting, modification, extinguishment, appeal from, retroactivity, and recordation of judgments of spousal support; to provide an effective date for

this Act and to provide transitional provisions for claims pending on that date; and to provide for related matters.

HOUSE BILL NO. 2069—
BY REPRESENTATIVE FRUGE
AN ACT

To enact R.S. 33:4575.11, to create a special taxing district in Ward 4 of Acadia Parish for the purpose of building and operating a community center; to provide for governance of the district and the powers, duties, and responsibilities of the governing authority including the authority to levy taxes and incur debt; to provide for termination of the district under specified circumstances; and to provide for related matters.

HOUSE BILL NO. 2104—
BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 40:1376(C) and to enact R.S. 33:2336, relative to certain law enforcement uniforms; to prohibit a person from wearing a uniform similar to the uniform of the state police; to prohibit a person from wearing a uniform similar to the uniform of the New Orleans Police Department; to provide an exception; and to provide for related matters.

HOUSE BILL NO. 2176—
BY REPRESENTATIVE DUPRE
AN ACT

To amend and reenact R.S. 46:1053(M) and to enact R.S. 33:4341.1 and R.S. 46:1064.1, relative to Hospital Service District No. 1 of Terrebonne Parish; to establish limits on the terms commissioners of the district may serve; to provide relative to the sale or lease of the Terrebonne General Medical Center by the governing authority of the district; to provide relative to requirements for any offer for sale or lease of the hospital; to provide relative to approval of the sale or lease; to provide relative to hearings and meetings to discuss the sale or lease; to provide relative to the applicability of the procedures; to provide for use of the proceeds of any sale or lease; and to provide for related matters.

HOUSE BILL NO. 2220—
BY REPRESENTATIVE WRIGHT
AN ACT

To amend and reenact R.S. 33:1342(1) and 1349(C) and to enact R.S. 33:1350.2, relative to local government self-insurance funds; to allow a state hospital association to form, join, and participate in interlocal risk management agencies; and to provide for related matters.

HOUSE BILL NO. 2267 (Duplicate of Senate Bill No. 991)—
BY REPRESENTATIVE DIEZ AND SENATOR ELLINGTON AND
COAUTHORED BY REPRESENTATIVE FORSTER
AN ACT

To amend and reenact R.S. 32:295.1(C), relative to safety belt use; to exempt motor vehicles operated by newspaper delivery persons from mandatory safety belt use; and to provide for related matters.

HOUSE BILL NO. 2309 (Substitute for House Bill No. 1087 by Representative Wiggins)—
BY REPRESENTATIVES WIGGINS AND BAUDOIN AND SENATOR
ROBICHAUX
AN ACT

To enact R.S. 30:2014.2, relative to permits; to provide for applications; to provide for ownership; to provide for qualifications; to provide for controlling interest; and to provide for related matters.

HOUSE BILL NO. 2392—
BY REPRESENTATIVE HOLDEN
AN ACT

To amend and reenact R.S. 33:4574(A)(2)(f) and (C)(1)(a) and (b) and 4574.1-A(A)(1)(f) and to repeal Act No. 62 of the 1972 Regular Session of the Legislature of Louisiana, relative to the Baton Rouge Area Convention and Visitors Commission; to change the name of the commission; to provide for membership on the commission and the terms of members; to authorize an increase in the hotel occupancy tax collected by the commission; and to provide for related matters.

HOUSE BILL NO. 2442—
BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 17:7.1(F), relative to certification of teachers; to provide for certain reciprocal agreements for teacher certification; to require that such agreements include certain educational requirements under certain circumstances; to provide an effective date; 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.

**Petitions, Memorials and
Communications**

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

Message from the Senate

HOUSE BILLS

June 20, 1997

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. 916
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

June 20, 1997

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. 150 and 151

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

MICHAEL S. BAER, III
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 20, 1997

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. 227, 257, 424, 553, 658, 684, 685, 686, 706, 788, 883, 864, 1063, 1362, 1489, 1492, 30, 48, 50, 147, 270, 516, 527, 704, 724, 52, 500, 530, 563, 767, 978, 983, 1002, 1108, 1126, 359, 694, 699, 708, 768, 812, 1001, 1249, 1251, 1323, 497, 619, 688, 722, 754, 885, 962, 1012, 1091, 1219, 175, 232, 250, 282, 709, 963, 1009, 1014, 1068, 1222, 304, 362, 405, 513, 618, 1129, 1163, 1437, 1454, and 1557.

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

The Senate Bills contained herein were signed by the Speaker of the House.

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 20, 1997

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 1460 by Sen. Dean, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement; and to inform your honorable body that the President of the Senate has appointed the following members as conferees on the part of the Senate: Senators Dean, Malone, and Landry.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 20, 1997

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 1561 by Sen. Landry, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 20, 1997

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 1295 by Sen. Cravins, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 21, 1997

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 587 by Sen. Hainkel, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 20, 1997

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 appointed the following committee to serve with a

like committee from the House to confer on the disagreement to Senate Bill No. 320: Senators Barham, Lentini, and Heitmeier.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 447: Senators Jordan, Lentini, and Heitmeier.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 448: Senators Jordan, Lentini, and Heitmeier.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 449: Senators Dardenne, Jordan, and Branch.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 528: Senators Tarver, Guidry, and Hainkel.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 734: Senators Ullo, Lentini, and Schedler.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 850: Senators Greene, Campbell, and Short.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 861: Senators Cox, Bajoie, and Fields.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 902: Senators Jordan, Landry, and Heitmeier.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1055: Senators Tarver, Cravins, and Bean.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1153: Senators Short, Hollis, and Smith.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1158: Senators Hines, Bajoie, and Irons.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1310: Senators Hainkel, Dardenne, and Green.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 2018: Senators Hainkel, Dardenne, and Ewing.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1503: Senators Tarver, Cravins, and Hainkel.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1396: Senators Landry, Siracusa, and Robichaux.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate
APPOINTMENT OF
CONFERENCE COMMITTEE

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 777: Senators Jordan, Lentini, and Landry.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate
APPOINTMENT OF
CONFERENCE COMMITTEE

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 666: Senators Bajoie, Barham, and Jordan.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate
APPOINTMENT OF
CONFERENCE COMMITTEE

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 404: Senators Ellington, Romero, and Barham.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF
CONFERENCE COMMITTEE

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 363: Senators Cain, Bajoie, and Dyess.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 21, 1997

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. 262
Returned without amendments.

House Concurrent Resolution No. 263
Returned without amendments.

House Concurrent Resolution No. 264
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 756: Reps. Perkins, McMains, and Green.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1661: Reps. Hammett, Weston, and McCallum.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2025: Reps. Donelon, Ansardi, and Morrish.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2038: Reps. DeWitt, Rodney Alexander, and Rousselle.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2065: Reps. McDonald, Brun, and DeWitt.

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

June 20, 1997

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. 4, 138, 143, 155, 156, and 157

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 4— BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To urge and request the courts of the state to utilize a consistent formula in computing the division of retirement and defined benefit pension plan funds.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 138— BY SENATOR SHORT

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the need for and feasibility of establishing a two-year community college in Bogalusa to be named the Sullivan Community College, as an institution of higher education under the management of the Board of Trustees for State Colleges and Universities.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 143— BY SENATOR BAGNERIS

A CONCURRENT RESOLUTION

To urge and request the state superintendent of education, the State Board of Elementary and Secondary Education, the Orleans Parish School Board, and the Orleans Parish superintendent of education to explore the use of the Minimum Foundation Program and other funding sources to eliminate the tuition charged to students residing outside Orleans Parish who attend the New Orleans Center for the Creative Arts and to equalize any tuition charged to students regardless of residence.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 155— BY SENATOR CASANOVA

A CONCURRENT RESOLUTION

To express the condolences of the Louisiana Legislature upon the death of John Henry "Jack" Hobgood, Jr.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 156— BY SENATOR IRONS

A CONCURRENT RESOLUTION

To commend the participating members of the Louisiana Restaurant Association and the New Orleans Chapter of the Louisiana Restaurant Association for their first annual "Fight Crime with a Fork".

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 157— BY SENATOR EWING

A CONCURRENT RESOLUTION

To commend and congratulate James Robert "Bob" Whitaker for his tireless devotion to duty and his faithful service to his community and for his election as recording secretary for the International Association of Firefighters, Baton Rouge, Local 557.

Read by title.

On motion of Rep. Rodney Alexander, 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 RESOLUTION NO. 109— BY REPRESENTATIVES KENNARD, CRANE, DANIEL, AND MCMAINS A RESOLUTION

To provide for the creation of the Study Commission on the State Employees Group Benefits Program (SEGBP) to study the feasibility of enacting legislation to ensure that the SEGBP is providing quality and affordable services to its members.

Read by title.

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

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. 228—
BY REPRESENTATIVE CLARKSON

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to expedite the opening of the transit lanes on the Crescent City Connection due to the construction on the Huey P. Long Bridge as traffic will be further impeded from crossing the Crescent City Connection at the end of vacations and the opening of schools.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wiggins to Engrossed House Concurrent Resolution No. 228 by Representative Clarkson

AMENDMENT NO. 1

On page 1, at the end of line 6, after "schools" and before the period "." insert "and to request the Department of Transportation and Development to install a flashing caution sign east of the curve at the intersection of La.Highway 28 East and La. 1207"

AMENDMENT NO. 2

On page 1, between lines 13 and 14, insert the following:

"WHEREAS, as the traffic conditions at the intersection of La. Highway 28 East and La. 1207 have resulted in a number of accidents and deaths and corrective action should be taken; and"

AMENDMENT NO. 3

On page 2, at the end of line 2, after "Bridge" and before the period "." insert "and to request the Department of Transportation and Development to install a flashing caution sign east of the curve at the intersection of La.Highway 28 East and La. 1207"

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

By a vote of 94 yeas and 0 nays, the resolution, as amended, was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 216—
BY REPRESENTATIVE WESTON

A CONCURRENT RESOLUTION

To urge and request the superintendent of state buildings to investigate and locate a possible site for and to cooperate in the implementation and maintenance of a memorial to public service employees killed while serving the public.

Called from the calendar.

Read by title.

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

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. McDonald, the rules were suspended in order to take up House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

House Bills and Joint Resolutions Returned from the Senate with Amendments

The following House Bills and Joint Resolutions returned from the Senate with amendments were taken up and acted upon as follows:

HOUSE BILL NO. 2484—
BY REPRESENTATIVE MCDONALD
AN ACT

To amend and reenact R.S. 11:416(A)(2), relative to the Louisiana State Employees' Retirement System; to provide with respect to benefits; to further provide regarding service credit and the transfer thereof; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Engrossed House Bill No. 2484 by Representative McDonald

AMENDMENT NO. 1

On page 1, line 2, after "(2)" add "and R.S. 11:1549(A)"

AMENDMENT NO. 2

On page 1, line 4, after "thereof" add "within the Louisiana State Employees' Retirement System; to provide with respect to cost-of-living adjustments within the Clerks' of Court Retirement and Relief Fund"

AMENDMENT NO. 3

On page 1, line 10, after "(2)" change "is" to "and R.S. 11:1549(A) are"

AMENDMENT NO. 4

On page 3, between lines 9 and 10 add the following:

"§1549. Cost-of-living adjustments

A. The board of trustees may, upon majority vote of the board, grant or provide a cost-of-living adjustment to retired members who have been retired for at least one full calendar year as provided for in Subsection D, but only in the event that:

~~(1) The Retirement Price Index for the preceding fiscal year experienced an increase of three percent, and~~

~~(2) At at the end of the system's current fiscal year the funded ratio of the system, as of the end of the previous fiscal year, equals or exceeds the target ratio as of that date for the system.~~

* * *

Rep. McDonald moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Powell
Alexander, R.—13th	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baylor	Holden	Romero
Bowler	Hopkins	Rousselle
Bruce	Hudson	Salter
Brun	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	Kenney	Strain
Curtis	Lancaster	Theriot
Damico	Landrieu	Thomas
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinot	Wright
Fruge	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Baudoin	Hill
Glover	Travis
Total—4	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Suspension of the Rules

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

HOUSE BILL NO. 2494—
BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 22:229.1, relative to health insurance policies; to permit rate increases for individual accident and health insurance policies under certain circumstances; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Guidry to Engrossed House Bill No. 2494 by Representative Donelon

AMENDMENT NO. 1

On page 2, after line 3, insert the following:

"Section 2. The provisions of the Section shall not apply to individually underwritten, guaranteed renewable or renewable limited benefit supplemental health insurance policies authorized to be insured in this State."

Rep. Donelon moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander, A.—93rd	Hammett	Powell
Alexander, R.—13th	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Rousselle
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Brun	Iles	Schneider
Bruneau	Jenkins	Shaw
Carter	Jetson	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Stelly
Copelin	Kenney	Strain
Crane	Lancaster	Theriot
Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Doerge	McCallum	Vitter
Donelon	McDonald	Warner
Dupre	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst

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Frith	Murray	Winston
Gautreaux	Odinet	Wright
Glover	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Dimos	Fruge
Durand	Walsworth
Total—4	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 2506 (Substitute for House Bill No. 1509 by Representative Dimos) —
BY REPRESENTATIVE DIMOS

AN ACT

To enact R.S. 9:5217, relative to mortgages; to provide for uniform fees for filing multiple indebtedness mortgages; to provide for requirements as to form; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 2506 by Representative Dimos

AMENDMENT NO. 1

On page 2, line 4, after "mortgage" insert "or "multiple obligations mortgage""

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 2506 by Representative Dimos

AMENDMENT NO. 1

On page 1, line 14, following "R.S. 44:" and before the comma "," change "434" to "234"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Engrossed House Bill No. 2506 by Representative Dimos

AMENDMENT NO. 1

On page 2, line 3, after "B." insert the following"

"For purposes of establishing the recordation fee,"

AMENDMENT NO. 2

On page 2, line 3, change "Every" to "every"

Rep. Dimos moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinet
Alario	Gautreaux	Perkins
Alexander, A.—93rd	Glover	Pierre
Alexander, R.—13th	Green	Pinac
Ansardi	Guillory	Quezaire
Barton	Hammett	Riddle
Baudoin	Heaton	Romero
Baylor	Hebert	Rousselle
Bowler	Hill	Salter
Bruce	Holden	Scalise
Brun	Hopkins	Schneider
Bruneau	Hudson	Shaw
Carter	Hunter	Smith, J.D.—50th
Chaisson	Iles	Smith, J.R.—30th
Clarkson	Jenkins	Stelly
Copelin	Jetson	Strain
Crane	Johns	Theriot
Curtis	Kennard	Thomas
Damico	Kenney	Thompson
Daniel	Lancaster	Thornhill
Deville	Landrieu	Toomy
DeWitt	LeBlanc	Travis
Diez	Long	Triche
Dimos	Marionneaux	Vitter
Doerge	Martiny	Walsworth
Donelon	McCain	Warner
Dupre	McCallum	Weston
Durand	McDonald	Wiggins
Farve	McMains	Wilkerson
Faucheux	Michot	Willard-Lewis
Flavin	Montgomery	Windhorst
Fontenot	Morrell	Winston
Forster	Morrish	Wright
Frith	Murray	
Total—101		

NAYS

Total—0

ABSENT

Mitchell	Pratt
Powell	Welch
Total—4	

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 2513 (Substitute for House Bill No. 401 by Representative Donelon) —

BY REPRESENTATIVES DONELON, MCMAINS, CLARKSON, JOHNS, AND WIGGINS

AN ACT

To enact the Omnibus Premium Reduction Act of 1997, to amend and reenact Civil Code Article 2924(B), R.S. 22:1406(D)(1)(a), and R.S. 32:863.1(C)(1)(b) and 863.2(A)(1) and (2) and to enact Civil Code Article 2324.3, Code of Evidence Article 416, and R.S. 32:863.1(F) and 866, all relative to the recovery of certain civil damages and other factors which relate to the availability and cost of obtaining security to cover such damages; to provide for the rate of judicial interest; to provide for the reduction of damages arising out of a motor vehicle accident by an amount paid or payable from collateral sources and for the admissibility of the payment of expenses or costs from a collateral source; to

authorize the issuance of "economic-only" uninsured motorists coverage; to provide with respect to proof of compulsory motor vehicle liability security; to provide for the seizure and sequestration of vehicles which are operated without proof of insurance; to provide for the redemption of those vehicles; to provide for notification of issuance and cancellation of insurance; to reduce otherwise recoverable damages for failure to maintain liability insurance coverage; to require the reduction in automobile liability insurance rates; to provide for the filing of insurance rate reductions; to provide for contingency rules for premium rate filings; to provide with respect to the severability of provisions hereof; to authorize the taking of a declaratory judgment; to provide an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 2513 by Representative Donelon

AMENDMENT NO. 1

On page 1, line 4, change "32:863.1(C)(1)(b)" to "32:863.1(C) and (D)"

AMENDMENT NO. 2

On page 1, line 6, between "866," and "all relative" insert the following:

"and R.S. 32:863.2(A)(5),"

AMENDMENT NO. 3

On page 3, line 1, after "Reduced" delete the remainder of the line and insert in lieu thereof the following:

"special damages; motor vehicle"

AMENDMENT NO. 4

On page 3, delete lines 3 through 14 in their entirety and insert in lieu thereof the following:

"A. Any and all evidence of sources of payments of lost income and wages and/or medical and/or disability loss arising out of the operation, maintenance, or use of a motor vehicle is admissible and is to be considered in evidence.

B. In no event shall an award be made allowing double recovery for past or future lost wages or past or future medical expenses except for social security benefits.

C. In all events first party coverage shall be considered primary and nothing herein shall prohibit such first party carrier from exercising rights of subrogation or reimbursement.

D. A claimant may submit a sworn affidavit setting forth that they have no available collateral source to recover from. Such affidavit may be countermanded by evidence."

AMENDMENT NO. 5

On page 6, delete lines 25 and 26 in their entirety and insert in lieu thereof the following:

"B. In a jury trial, the evidence described in Paragraph A of this Article shall not be submitted to the jury. The court shall determine from the evidence whether any plaintiff has recovered from any collateral source, as provided in this Article, and shall decrease any award of damages to the applicable plaintiff by the amount recovered from such collateral source. The court shall decrease any award of damages to the applicable plaintiff by the amount recovered from any collateral sources as provided in this Article."

AMENDMENT NO. 6

On page 7, delete lines 1 through 4 in their entirety.

AMENDMENT NO. 7

On page 9, line 20, change "32:863.1(C)(1)(b)" to "32:863.1(C) and (D)"

AMENDMENT NO. 8

On page 9, line 21, between "866" and "are" insert "and 863.2(A)(5)"

AMENDMENT NO. 9

On page 10, delete lines 4 through 26 in their entirety and insert in lieu thereof the following:

"Substantial rewording. See R.S. 32:863.1(C) for present law.

C. In the case where the driver of the car is a minor child, the owner of the vehicle shall be responsible under this Section. If the owner of the vehicle is the minor child, the parents of the minor child shall be jointly subject to the provisions of this Section along with the minor child, unless said minor has been adjudicated emancipated or is in the sole custody of another or only one parent under the law. If the minor child is in the sole custody of another or only one parent, under the law, then the other person or parent in whose sole custody the minor child has been placed will be jointly responsible with the minor child under this Section.

Substantial rewording. See R.S. 32:863.1(D) for present law.

D.(1) In addition to the other requirements of this Section, every insurer issuing policies on motor vehicles in Louisiana or in the case of self-insured vehicles pursuant to R.S. 32:851 et seq., the Department of Public Safety and Corrections, shall be required to issue stickers to those persons owning valid and current insurance as required in R.S. 32:851 et seq., within five working days of binding coverage, in compliance with rules and regulations promulgated by the commissioner in consultation with the Department of Insurance. The Department of Public Safety and Corrections, in consultation with the Department of Insurance, shall adopt rules and regulations to implement the provisions of this Subsection.

(2) The insured shall be required to place the decal in the upper left corner of the windshield of the driver's side of the insured motor vehicle or in such other location on the motor vehicle as set forth by rules and regulations that shall be established by the Department of Public Safety and Corrections. The failure to display the decal in an approved location on the vehicle or the displaying of an expired decal shall subject the vehicle to being towed and impounded immediately unless the driver can show that the vehicle is covered by a valid policy of insurance in place pursuant to this Chapter before towing of the vehicle. The only acceptable means of proof of a valid policy of insurance shall be those provided in this Section.

(3) If the operator of the motor vehicle is unable to show compliance with the provisions of this Part by producing acceptable proof of insurance when requested to do so, the operator shall be

issued a notice of noncompliance with the provisions of this Part on a form developed by the department. The notice of noncompliance shall serve as a notice of administrative hearing rights. A copy of the notice of noncompliance shall be provided to the towing or storage company and a copy shall be forwarded to the office of motor vehicles within three calender days after the notice of noncompliance was served.

(4) The administrative hearing shall be limited to a review of the issue of whether the vehicle was covered by a valid policy of insurance at the time of the alleged violation. The records of the department on the particular violation shall be prima facie proof of the violation, and the owner or operator shall have the burden of proving that the vehicle was covered by a valid policy of insurance at the time of the violation. A request for a hearing shall not stay the sanctions required by this Part. If it is determined at the administrative hearing that the vehicle was covered by a valid policy of insurance at the time of the violation, but that such proof was not presented to the law enforcement officer at the time the vehicle was impounded, then the vehicle owner shall be required to pay the storage and wrecker fees of the person or company who impounded and towed the subject vehicle. The department or other agency that conducts the hearings, shall promulgate such rules and regulations as are necessary to implement the requirements of this Section. Any action for judicial review of the decision from the administrative hearing shall be in the same manner and under the same conditions as provided in R.S. 32:414. No court shall issue an injunction, stay or other process preventing the enforcement of the sanctions required by this Part pending the hearing provided for in this Part, except as provided by R.S. 49:964.

(5) After impoundment of the vehicle, if the owner is unable to show proof of compliance by way of a valid insurance policy or other financial security required by law in effect on the vehicle impounded at the time of the violation, or if the owner has not purchased such insurance within thirty days of the date of the issuance of the notice of noncompliance, then the owner of the vehicle shall have his driver's license suspended until such time as proof of purchase of a valid policy of insurance is provided to the Department of Public Safety and Corrections. The impounded vehicle shall remain impounded until such time as proof of valid insurance is given to the Department of Public Safety and Corrections. Notwithstanding any other provision of law to the contrary, in no event shall a car be released from impoundment until such time as proof, in writing, has been presented from the Department of Public Safety and Corrections that all penalties, fees, fines and requirements of this Section have been met.

(6) There will be a fifteen day grace period on the expiration of a decal before any law enforcement action may be taken. All penalties and exceptions contained in this Section shall be applicable to this Subsection, and the sticker required herein shall be required in addition to the other requirements contained in this Section.

(7) In those instances when there are passengers in the motor vehicle under the age of twelve or when the driver or a passenger in the motor vehicle is handicapped, then the law enforcement officer enforcing the provision of this Section may in lieu of the impoundment provisions of this Section, seize the license plate and issue a temporary sticker valid for that day only allowing the operator to drive vehicle home or to another location. The vehicle may not be driven after that day until the owner has complied with the requirements of this Section other than the impoundment of the vehicle. In the event the vehicle is being driven after the expiration of the temporary sticker provided for herein, all provisions of this Section shall apply."

AMENDMENT NO. 10

On page 11, delete lines 1 through 26 and on page 12, delete lines 1 through 11 in their entirety.

AMENDMENT NO. 11

On page 13, line 6, change "five" to "fifteen"

AMENDMENT NO. 12

On page 13, line 13, change "five" to "fifteen"

AMENDMENT NO. 13

On page 13, between lines 15 and 16, insert the following:

"(5) If any cancellation of a motor vehicle liability policy occurs at the request of the insured, the insurer shall not be obligated to cancel such policy earlier than ten days prior to the date of the request for cancellation by the insured.

* * *

AMENDMENT NO. 14

On page 16, line 1, between "its" and "rates" insert "combined"

AMENDMENT NO. 15

On page 16, line 2, between "liability" and "by" insert the following:

"and property damage liability"

AMENDMENT NO. 16

On page 16, line 4, change the comma "," to a period "." and delete the remainder of the line and delete lines 5 through 8 in their entirety.

AMENDMENT NO. 17

On page 16, line 16, change the comma "," to a period "." and delete the remainder of the line and delete lines 17 through 20 in their entirety.

AMENDMENT NO. 18

On page 19, line 19, change "5" to "4"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Hainkel and Cravins to Reengrossed House Bill No. 2513 by Representative Donelon

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 2 through 6, 16 and 17, proposed by the Senate Committee on Insurance and adopted by the Senate on June 5, 1997

AMENDMENT NO. 2

On page 1, line 4, after "enact" delete "Civil Code" and insert "R.S. 32:863.1(F)"

AMENDMENT NO. 3

On page 1, delete line 5

AMENDMENT NO. 4

On page 1, line 6, delete "and 866" and insert "and R.S. 32:866"

AMENDMENT NO. 5

On page 2, line 25, delete "and Civil Code Article 2324.3 is hereby enacted"

AMENDMENT NO. 6

On page 3, delete lines 1 through 15

AMENDMENT NO. 7

On page 6, delete lines 15 through 26, and on page 7, delete lines 1 through 9

AMENDMENT NO. 8

On page 9, line 5, after "limits" insert "or selects coverage which excludes non-economic damages"

AMENDMENT NO. 9

On page 9, at the end of line 7 insert the following:

"Nothing in this Section shall be construed to invalidate selection or rejection forms executed prior to one hundred twenty days following rate reduction day."

AMENDMENT NO. 10

On page 9, line 20, after "(b)" insert "and (F)"

AMENDMENT NO. 11

On page 15, line 21, after "policy" insert the following:

"for amounts in excess of the first ten thousand dollars in bodily injury and property damages, respectively"

AMENDMENT NO. 12

On page 15, line 24, after "insured" insert the following:

"in excess of the first ten thousand dollars in bodily injury and property damages, respectively"

AMENDMENT NO. 13

On page 16, line 2, change "fifteen" to "ten"

AMENDMENT NO. 14

On page 19, line 13, change "forty" to "twenty-five"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Hainkel and Cravins to Reengrossed House Bill No. 2513 by Representative Donelon

AMENDMENT NO. 1

On page 8, at the end of line 24, insert the following:

"The commissioner shall develop a form to be used for the selection of the type and amount of uninsured motorist coverage. A properly completed and signed form shall create a rebuttable presumption that the insured knowingly waived or selected the uninsured motorist coverage selected, if any."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 2513 by Representative Donelon

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 18, proposed by the Senate Committee on Insurance and adopted by the Senate on June 5, 1997

AMENDMENT NO. 2

On page 8, line 18, delete "both" and after "loss" delete the remainder of the line and delete line 19 in its entirety

AMENDMENT NO. 3

On page 8, line 20, delete "loss"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Reengrossed House Bill No. 2513 by Representative Donelon

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 13 proposed by the Senate Committee on Insurance and adopted by the Senate on June 5, 1997

AMENDMENT NO. 2

On page 13, between lines 15 and 16, insert the following:

"(5) If any cancellation of a motor vehicle liability policy occurs at the request of the insured, the insurer shall not be obligated to cancel such policy earlier than ten days prior to the date of receipt by the insurer of the request for cancellation made by the insured.

* * *

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lambert to Reengrossed House Bill No. 2513 by Representative Donelon

AMENDMENT NO. 1

On page 2, line 4, delete "to provide for contingency rules for premium rate filings;"

AMENDMENT NO. 2

On page 16, line 3, after "areas" delete the remainder of the line and insert in lieu thereof the following:

". The Louisiana Insurance Rating Commission shall meet no later than thirty days after the effective date of this Section for the specific purpose of reducing rates by a minimum of ten percent."

AMENDMENT NO. 3

On page 16, delete lines 4 through 8 in their entirety

AMENDMENT NO. 4

On page 16, line 14, after "areas" delete the remainder of the line and insert in lieu thereof the following:

". The Louisiana Insurance Rating Commission shall meet no later than thirty days after the effective date of this Section for the specific purpose of reducing rates by a minimum of ten percent."

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AMENDMENT NO. 5

On page 16, delete lines 15 through 20

AMENDMENT NO. 6

On page 16, at the end of line 23, after "than" change "thirty" to "fifteen"

AMENDMENT NO. 7

On page 16, line 24, after "days after" change ""rate reduction day"" to "the effective date of this Section"

AMENDMENT NO. 8

On page 17, line 1, after "filings" delete the remainder of the line and insert in lieu thereof "by reducing rates by a minimum of ten percent no later than thirty days after the effective date of this Section."

AMENDMENT NO. 9

On page 17, delete lines 2 through 15 in their entirety

AMENDMENT NO. 10

On page 18, line 21, after "thirty days of" change ""rate reduction day"" to "the effective date of this Section"

AMENDMENT NO. 11

On page 19, line 9, after "days after" change ""rate reduction day"" to "the effective date of Section 9.(A) of this Act"

Rep. Donelon moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pratt
Alario	Gautreaux	Quezaire
Alexander, A.—93rd	Green	Riddle
Alexander, R.—13th	Guillory	Romero
Ansardi	Hammett	Rousselle
Barton	Hill	Salter
Baudoin	Hopkins	Scalise
Baylor	Hudson	Shaw
Bowler	Hunter	Smith, J.D.—50th
Brun	Iles	Smith, J.R.—30th
Bruneau	Jenkins	Stelly
Clarkson	Jetson	Strain
Copelin	Johns	Theriot
Crane	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Lancaster	Travis
Daniel	Landrieu	Triche
Deville	LeBlanc	Vitter
DeWitt	Long	Walsworth
Diez	Martiny	Warner
Dimos	McCallum	Welch
Donelon	McDonald	Weston
Dupre	McMains	Wiggins
Durand	Michot	Wilkerson
Farve	Montgomery	Willard-Lewis
Faucheux	Morrish	Windhorst

Flavin	Odinot	Winston
Fontenot	Perkins	Wright
Forster	Pierre	
Frith	Pinac	
Total—88		

NAYS

Bruce	Holden	Murray
Carter	Marionneaux	Thornhill
Chaisson	McCain	
Doerge	Morrell	
Total—10		

ABSENT

Glover	Mitchell	Thomas
Heaton	Powell	
Hebert	Schneider	
Total—7		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 2515 (Substitute for House Bill No. 2079 by

Representatives Jetson and DeWitt)—
BY REPRESENTATIVES JETSON AND DEWITT
AN ACT

To amend and reenact R.S. 37:3372, 3373(B), 3374(14), 3375, 3376(A), (C)(1) through (5) and (8)(a), (b), and (c), and (D), 3376.1, 3378(A), 3379(A)(introductory paragraph), (5), (7), and (11), 3381(C), 3382, and 3384 (introductory paragraph), (2), and (4), to enact R.S. 37:3374(15) and (16) and 3376(C)(9), (F), (G), and (H), and to repeal R.S. 37:3376(C)(6), (7), and (8)(d) and (e), relative to the Louisiana State Board of Certification for Substance Abuse Counselors; to provide for the regulation and certification of counselors who offer services and counseling to persons affected by compulsive, addictive, and obsessive behavior and to those at risk; to provide for compulsive gambling and prevention counselor certification; to define terms; to provide for the registration of counselors in training; to provide for standards for certification; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 2515 by Representative Jetson

AMENDMENT NO. 1

On page 1, line 3, and on page 2, line 1, following "(C)" and before "(1)" insert "(introductory paragraph) and"

Rep. Jetson moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Perkins
Alario	Glover	Pierre
Alexander, A.—93rd	Green	Pratt

Alexander, R.—13th	Guillory	Quezaire
Ansardi	Hammett	Riddle
Barton	Heaton	Romero
Baudoin	Hebert	Rousselle
Baylor	Hill	Salter
Bowler	Holden	Scalise
Brun	Hopkins	Schneider
Bruneau	Hudson	Shaw
Carter	Hunter	Smith, J.D.—50th
Chaisson	Iles	Smith, J.R.—30th
Clarkson	Jenkins	Stelly
Copelin	Johns	Strain
Crane	Kennard	Theriot
Curtis	Kenney	Thornhill
Damico	Lancaster	Toomy
Daniel	Landrieu	Travis
Deville	LeBlanc	Triche
DeWitt	Long	Walsworth
Diez	Martiny	Warner
Dimos	McCain	Welch
Dupre	McCallum	Weston
Durand	McDonald	Wiggins
Farve	McMains	Wilkerson
Faucheux	Michot	Willard-Lewis
Flavin	Montgomery	Windhorst
Fontenot	Morrell	Winston
Forster	Morrish	Wright
Frith	Murray	
Fruge	Odinet	
Total—94		

NAYS

Total—0

ABSENT

Bruce	Marionneaux	Thomas
Doerge	Mitchell	Thompson
Donelon	Pinac	Vitter
Jetson	Powell	
Total—11		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 62—

BY REPRESENTATIVES FAUCHEUX, FRITH, HEBERT, MICHOT, AND ROUSSELLE

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 1997-1998 to the Department of Public Safety and Corrections to be used to pay back supplemental pay to certain constables and justices of the peace.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 62 by Representative Faucheux

AMENDMENT NO. 1

On page 2, line 3, after "individuals" insert ", if eligibility has been verified and certified by the secretary of state,"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jones to Engrossed House Bill No. 62 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 5, after "peace" delete the period "." and insert "; to pay legal fees and expenses incurred in the defense of Sammy Davis, Jr."

AMENDMENT NO. 2

On page 2, between lines 33 and 34, insert the following:

"Section 3. The sum of One Hundred Twenty-Nine Thousand Forty Seven (\$129,647.00) Dollars is hereby appropriated out of the State General Fund (Direct) of the State of Louisiana for Fiscal Year 1997-1998 for payment of legal fees and expenses incurred in the defense of Sammy Davis, Jr., which amount was appropriated in Fiscal Year 1994-1995 for this purpose, but not expended."

AMENDMENT NO. 3

On page 2, line 34, change "Section 3" to "Section 4"

Rep. Faucheux moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Fruge	Pinac
Alexander, A.—93rd	Gautreaux	Pratt
Alexander, R.—13th	Glover	Quezaire
Ansardi	Green	Riddle
Barton	Guillory	Romero
Baudoin	Hammett	Rousselle
Baylor	Heaton	Salter
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Brun	Holden	Shaw
Bruneau	Hopkins	Smith, J.D.—50th
Carter	Hudson	Smith, J.R.—30th
Chaisson	Hunter	Stelly
Clarkson	Iles	Strain
Copelin	Jenkins	Theriot
Crane	Johns	Thomas
Curtis	Kennard	Thompson
Damico	Kenney	Thornhill
Daniel	Lancaster	Toomy
Deville	Landrieu	Travis
DeWitt	LeBlanc	Triche
Diez	Long	Vitter
Dimos	Marionneaux	Walsworth
Doerge	McCain	Warner
Donelon	McDonald	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinet	Wright
Total—99		

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NAYS

Total—0

ABSENT

Jetson
Martiny
Total—6
McCallum
Mitchell
Perkins
Powell

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 68—

BY REPRESENTATIVE RIDDLE
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 1997-1998 to be used to pay legal expenses incurred by Jerald W. Gunn, Michael Villejoin, and Rex L. Powell, relative to their successful defense of criminal charges brought against them, which charges arose from actions taken by them in the course and scope of their employment; to pay legal expenses incurred by Michael Villejoin in the civil claim brought against him, relative to actions taken by him in the course and scope of his employment; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jones to Reengrossed House Bill No. 68 by Representative Riddle

AMENDMENT NO. 1

On page 1, line 9, after "employment;" insert "to pay legal fees and expenses incurred in the defense of Sammy Davis, Jr."

AMENDMENT NO. 2

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

"Section 4. The sum of One Hundred Twenty-Nine Thousand Forty-Seven (\$129,047.00) Dollars is hereby appropriated out of the State General Fund (Direct) of the State of Louisiana for Fiscal Year 1997-1998 for payment of legal fees and expenses incurred in the defense of Sammy Davis, Jr., which amount was appropriated in Fiscal Year 1994-1995 for this purpose, but not expended."

AMENDMENT NO. 3

On page 2, line 25, change "Section 4" to "Section 5"

Rep. Riddle moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander, A.—93rd
Gautreaux
Glover
Green
Perkins
Pierre
Pinac

Alexander, R.—13th
Ansardi
Barton
Baudoin
Baylor
Bowler
Bruce
Brun
Bruneau
Carter
Chaisson
Clarkson
Copelin
Crane
Curtis
Damico
Daniel
Deville
DeWitt
Diez
Dimos
Doerge
Donelon
Dupre
Durand
Farve
Faucheux
Flavin
Fontenot
Forster
Fruge
Total—101
Guillory
Hammett
Heaton
Hebert
Hill
Holden
Hopkins
Hudson
Hunter
Iles
Jenkins
Jetson
Johns
Kennard
Kenney
Lancaster
Landrieu
LeBlanc
Long
Marionneaux
Martiny
McCain
McCallum
McDonald
McMains
Michot
Montgomery
Morrell
Morrish
Murray
Odinet
Pratt
Quezaire
Riddle
Romero
Rousselle
Salter
Scalise
Schneider
Shaw
Smith, J.D.—50th
Smith, J.R.—30th
Stelly
Strain
Theriot
Thomas
Thompson
Thornhill
Toomy
Travis
Triche
Vitter
Walsworth
Warner
Welch
Weston
Wilkerson
Willard-Lewis
Windhorst
Winston
Wright

NAYS

Total—0

ABSENT

Frith
Mitchell
Total—4
Powell
Wiggins

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 152—

BY REPRESENTATIVES WIGGINS, JOHNS, DANIEL, AND WALSWORTH
AN ACT

To amend and reenact R.S. 56:699.1 and 699.2, relative to hunting with a firearm and the procurement and issuance of hunting licenses; to provide terms and conditions for such procurement and issuance; to provide relative to firearm and hunter education; to provide requirements for the completion of a firearm and hunter education course in order to procure or be issued a hunting license; to provide requirements for hunting with a firearm; to delete the exception of hunting by a person under the age of sixteen without a certificate of course completion if accompanied by and under the direct supervision of an adult; to provide relative to persons under sixteen years accompanying an adult who is lawfully hunting; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 152 by Representative Wiggins

AMENDMENT NO. 1

On page 1, line 2, after "56:699.1" delete "and 699.2" and insert in lieu thereof", 699.2, and 699.5(A),"

AMENDMENT NO. 2

On page 1, line 15, after "56:699.1" delete "and 699.2" and insert in lieu thereof", 699.2, and 699.5(A)"

AMENDMENT NO. 3

On page 2, after line 17, insert the following:

"§699.5. Firearm and hunter education requirement

A. No person ~~born on or after September 1, 1969;~~ shall hunt with a firearm unless that person has first been issued a certificate of satisfactory completion of a firearm and hunter education course taught or approved by the department, or possesses a valid hunting license issued by the department. However, a person under sixteen years of age may hunt without such certificate if he is accompanied by and is under the direct supervision of ~~a person eighteen years of age or older~~ an adult who possesses a valid hunting license or a person who is eighteen years of age or older. For the purposes of this Subsection, "direct supervision" means that the person being supervised shall be within a normal audible voice proximity, and in direct line of sight, of the supervising adult at all times while hunting.

* * *

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 152 by Representative Wiggins

AMENDMENT NO. 1

On page 1, line 8, following "to" change "delete the exception of" to "provide relative to" and on line 9, after "sixteen" delete the remainder of the line and lines 10 and 11 in their entirety and on line 12, delete "accompanying an adult who is lawfully hunting"

Rep. Wiggins moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pinac
Alario	Green	Pratt
Alexander, A.—93rd	Guillory	Quezaire
Alexander, R.—13th	Hammett	Riddle
Ansardi	Heaton	Romero
Barton	Hebert	Rousselle
Baudoin	Hill	Salter
Baylor	Holden	Scalise
Bowler	Hopkins	Schneider
Bruce	Hudson	Shaw
Brun	Hunter	Smith, J.R.—30th
Bruneau	Iles	Stelly
Carter	Jenkins	Strain
Chaisson	Jetson	Theriot
Clarkson	Johns	Thomas
Copelin	Kennard	Thompson
Crane	Kenney	Thornhill

Curtis	Lancaster	Toomy
Damico	Landrieu	Travis
Daniel	LeBlanc	Triche
DeWitt	Long	Vitter
Diez	Martiny	Warner
Doerge	McCain	Welch
Donelon	McCallum	Weston
Dupre	McMains	Wiggins
Durand	Michot	Wilkerson
Farve	Montgomery	Willard-Lewis
Faucheux	Morrish	Windhorst
Flavin	Murray	Winston
Forster	Odinot	Wright
Frith	Perkins	
Fruge	Pierre	
Total—94		

NAYS

Total—0

ABSENT

Deville	Marionneaux	Powell
Dimos	McDonald	Smith, J.D.—50th
Fontenot	Mitchell	Walsworth
Glover	Morrell	
Total—11		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 162—

BY REPRESENTATIVES MCDONALD, DANIEL, BARTON, BAUDOIN, CRANE, DOERGE, KENNEY, POWELL, SHAW, WILKERSON, AND WRIGHT

AN ACT

To repeal R.S. 17:3042.34(A)(4), relative to certain requirements for redeeming a Louisiana honors scholarship award; to repeal the requirement that a Louisiana honors scholarship award recipient shall not be eligible for any other gratuitous financial assistance or support from the college or university attended or from any alumni organization or foundation.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 162 by Representative McDonald

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 17:3042.32(B)(1), 3042.33(A)(1), and to enact R.S. 17:3042.34(A)(5), (6), and (7) and to"

AMENDMENT NO. 2

On page 1, line 7, after "foundation" insert "; to provide with regard to academic requirements for such scholarships; and to provide for related matters"

AMENDMENT NO. 3

On page 1, between lines 8 and 9, insert the following:

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"Section 1. R.S. 17:3042.32(B)(1), and 3042.33(A)(1) are hereby amended and reenacted and R.S. 17:3042.34(A)(5), (6), and (7) are hereby enacted to read as follows:

§3042.32. Louisiana Honors Scholarship Program; creation; definitions; scholarship amounts and duration; limitations

* * *

B.(1) Subject to the appropriation of funds for this purpose and to the extent that such funds are provided, all students meeting the minimum academic requirements specified in Section 3042.34(A), and who are in the top five percent of the graduating class in each public and state-approved nonpublic high school and students enrolled in a state-approved home study program who score in the upper five percent in the state on the National Merit Examination shall be awarded a scholarship as provided by this Chapter. In calculating the number of award winners, any fraction shall be rounded up to the next whole number.

* * *

§3042.33. Criteria; award ceremony

A.(1) Each city and parish school board for the high schools under its jurisdiction and the principal or headmaster of each nonpublic high school approved by the State Board of Elementary and Secondary Education shall identify and certify to the administering agency the achievement of those students graduating in the top five percent of their class. The criteria for class ranking and identifying the scholarship recipients shall be determined by each school board or principal or headmaster of each approved nonpublic high school.

* * *

§3042.34. Redeeming a scholarship award; requirements

A. To redeem a scholarship as provided by this Chapter, a recipient:

* * *

(5) Shall have achieved at least the state's American College Test average composite score (or the equivalent score on the Scholastic Aptitude Test) reported for the prior year.

(6) Shall have achieved at least a minimum cumulative high school grade point average of 3.00 on a maximum 4.00 scale.

(7) Shall have completed the college preparatory curriculum adopted by the administering agency and promulgated by rule, following consultation with the State Board of Elementary and Secondary Education and the Board of Regents, provided that this curriculum is first applied to high school entering freshmen beginning with the freshman class of 1997-1998.

* * *

AMENDMENT NO. 4

On page 1, line 9, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 1, line 10, change "Section 2." to "Section 3."

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 162 by Representative McDonald

AMENDMENT NO. 1

In Senate Committee Amendments proposed by the Senate Committee on Education and adopted by the Senate on May 1, 1997 on page 1, line 3, after "17:3042.34(A)" delete "(5), (6), and (7)" and insert "(5)"

AMENDMENT NO. 2

In Senate Committee Amendments proposed by the Senate Committee on Education and adopted by the Senate on May 1, 1997 on page 1, line 11, after "17:3042.34(A)" delete "(5), (6), and (7)" and insert "(5)"

AMENDMENT NO. 7

In Senate Committee Amendments proposed by the Senate Committee on Education and adopted by the Senate on May 1, 1997 on page 2, delete lines 7 through 9

AMENDMENT NO. 8

In Senate Committee Amendments proposed by the Senate Committee on Education and adopted by the Senate on May 1, 1997 on page 2, line 10, change "(6)" to "(5)"

AMENDMENT NO. 9

In Senate Committee Amendments proposed by the Senate Committee on Education and adopted by the Senate on May 1, 1997 on page 2, delete lines 12 through 17

Rep. McDonald moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Pratt
Alexander, A.—93rd	Guillory	Quezaire
Alexander, R.—13th	Hammett	Riddle
Barton	Heaton	Romero
Baudoin	Hebert	Rousselle
Baylor	Hill	Salter
Bruce	Holden	Scalise
Brun	Hopkins	Shaw
Bruneau	Hudson	Smith, J.D.—50th
Carter	Hunter	Smith, J.R.—30th
Chaisson	Iles	Stelly
Clarkson	Jenkins	Strain
Copelin	Jetson	Theriot
Crane	Johns	Thomas
Curtis	Kennard	Thompson
Damico	Kenney	Thornhill
Daniel	Landrieu	Toomy
Deville	LeBlanc	Travis
DeWitt	Long	Triche
Diez	Marionneaux	Vitter
Dimos	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis

Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinot	Wright
Fruge	Perkins	
Gautreaux	Pierre	
Total—97		

NAYS

Total—0

ABSENT

Ansardi	Lancaster	Powell
Bowler	Martiny	Schneider
Doerge	Mitchell	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 182—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 40:967(B)(3) and (4) and to enact R.S. 40:967(B)(5), relative to controlled dangerous substances; to increase the penalties for the production, manufacture, distribution, or dispensing or possessing with intent to produce, manufacture, distribute, or dispense cocaine, cocaine base, and related substances; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 182 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 2, after "reenact R.S." delete "40:967(B)(3)" and insert "40:967(B)(1), (3),"

AMENDMENT NO. 2

On page 1, at the end of line 3, delete "increase" and insert "provide with respect to"

AMENDMENT NO. 3

On page 1, line 9, after "R.S." delete "40:967(B)(3)" and insert "40:967(B)(1), (3),"

AMENDMENT NO. 4

On page 1, between lines 14 and 15 insert the following:

"(1) A substance classified in Schedule II which is a narcotic drug, except cocaine or cocaine base or a mixture or substance containing cocaine or its analogues as provided in Schedule II(A)(4) of R.S. 40:964, or which is an amphetamine or methamphetamine, shall be sentenced to a term of imprisonment at hard labor for not less than five years nor more than thirty years; and may, in addition, be sentenced to pay a fine of not more than fifty thousand dollars."

AMENDMENT NO. 5

On page 2, line 5, after "(4)" and before "or cocaine base" delete "Cocaine" and insert "(a) Production or manufacturing of cocaine"

AMENDMENT NO. 6

On page 2, line 6, delete "a detectable amount of" and after "or" delete "of"

AMENDMENT NO. 7

On page 2, line 7, delete "Schedule II of R.S. 40:964(A)(4)" and insert "Schedule II(A)(4) of R.S. 40:964"

AMENDMENT NO. 8

On page 2, line 8, after "benefit of" and before "probation" insert "parole."

AMENDMENT NO. 9

On page 2, between lines 10 and 11 insert the following:

"(b) Distribution, dispensing, or possession with intent to produce, manufacture, distribute or dispense cocaine or cocaine base or a mixture or substance containing cocaine or its analogues as provided in Schedule II(A)(4) of R.S. 40:964 shall be sentenced to a term of imprisonment at hard labor for not less than five years nor more than thirty years, with the first five years of said sentence being without benefit of parole, probation, or suspension of sentence; and may, in addition, be sentenced to pay a fine of not more than fifty thousand dollars."

Rep. Bruneau moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Perkins
Alario	Glover	Pierre
Alexander, A.—93rd	Green	Pinac
Alexander, R.—13th	Guillory	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Bowler	Hill	Romero
Bruce	Holden	Rousselle
Brun	Hopkins	Salter
Bruneau	Hunter	Scalise
Carter	Iles	Schneider
Chaisson	Jenkins	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Curtis	Kennard	Stelly
Damico	Kenney	Strain
Daniel	Lancaster	Theriot
Deville	Landrieu	Thomas
DeWitt	LeBlanc	Thompson
Diez	Long	Thornhill
Dimos	Marionneaux	Toomy
Doerge	Martiny	Travis
Donelon	McCain	Triche
Dupre	McCallum	Vitter
Durand	McDonald	Walsworth
Farve	McMains	Warner
Faucheux	Michot	Welch
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst

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Frith Fruge Total—99	Murray Odinet	Winston Wright
NAYS		
Total—0		
ABSENT		
Baylor Crane Total—6	Hudson Mitchell	Weston Wilkerson

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 189—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 13:46(A) and (B) and to enact R.S. 13:46(D), relative to the Judicial Compensation Commission; to require the commission to study and make recommendations regarding the cost-of-living adjustments for the Judges' Noncontributory Retirement Plan and other changes in judges' retirement; to provide with respect to legislative action on commission recommendations; to provide for termination of the commission; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 189 by Representative Faucheux

AMENDMENT NO. 1

On page 1, at the end of line 7, delete "to provide for"

AMENDMENT NO. 2

On page 1, line 8, delete "termination of the commission;"

AMENDMENT NO. 3

On page 2, delete lines 18 and 19

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bajoie to Reengrossed House Bill No. 189 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 6, between "retirement" and "; to" insert "and the salaries of the commissioners of district courts"

AMENDMENT NO. 2

On page 1, line 14, between "judges" and "and" insert "and commissioners of district courts"

AMENDMENT NO. 3

On page 2, line 2, between "salaries" and "and" insert ", salaries of commissioners of district courts,"

Rep. Faucheux moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. Jetson moved that the amendments proposed by the Senate be rejected.

Rep. Faucheux objected.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander, A.—93rd	Heaton	Pratt
Barton	Holden	Quezairé
Baylor	Hopkins	Romero
Bowler	Hudson	Rousselle
Brun	Hunter	Salter
Bruneau	Iles	Scalise
Clarkson	Jenkins	Schneider
Copelin	Jetson	Shaw
Crane	Johns	Smith, J.D.—50th
Curtis	Kennard	Stelly
Damico	Kenney	Theriot
Daniel	Lancaster	Thomas
Deville	Landrieu	Thornhill
DeWitt	LeBlanc	Travis
Diez	Long	Triche
Dimos	Marionneaux	Vitter
Doerge	Martiny	Walsworth
Donelon	McCain	Warner
Dupre	McCallum	Welch
Durand	McDonald	Weston
Farve	McMains	Wiggins
Flavin	Michot	Wilkerson
Fontenot	Montgomery	Willard-Lewis
Forster	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Odinet	Wright
Glover	Perkins	
Green	Pierre	
Total—88		

NAYS

Alexander, R.—13th	Faucheux	Toomy
Ansardi	Murray	
Chaisson	Thompson	
Total—7		

ABSENT

Baudoin	Hebert	Smith, J.R.—30th
Bruce	Hill	Strain
Carter	Mitchell	
Gautreaux	Riddle	
Total—10		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 226 (Duplicate of Senate Bill No. 1139)—
BY REPRESENTATIVE WIGGINS AND SENATOR DEAN AND
COAUTHORED BY REPRESENTATIVES BOWLER, BRUN, CARTER,
CLARKSON, CRANE, DIMOS, DONELON, FONTENOT, FORSTER, FRITH,
FRUGE, HILL, JOHNS, LANCASTER, MARTINY, MCCALLUM, POWELL,
SCALISE, SHAW, TRICHE, VITTER, WALSWORTH, WARNER,
WILKERSON, WINDHORST, WINSTON, AND WRIGHT AND SENATORS
DARDENNE, HAINKEL, HOLLIS, ROMERO, SHORT

AN ACT

To enact Chapter 4 of Code Title V of Title 9 of the Louisiana
Revised Statutes of 1950, to be comprised of R.S. 9:2800.61
through 2800.76, relative to offenses and quasi offenses; to
enact the Louisiana Drug Dealer Liability Act; to define terms;
to provide for actions for civil damages against certain persons
participating in the marketing of illegal controlled substances;
to provide for parties, procedures, and recovery of damages; and
to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by
the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House
Bill No. 226 by Representative Wiggins

AMENDMENT NO. 1

On page 1, lines 2 and 10, following "Title V" and before "of" insert
"of Code Book III"

AMENDMENT NO. 2

On page 2, line 26, following "substance" and before "that" insert a
comma ","

AMENDMENT NO. 3

On page 3, line 2, following "practitioner" and before "is" insert ",
which"

AMENDMENT NO. 4

On page 6, line 18, following "distress," and before "anguish" change
"medical" to "mental"

Rep. Wiggins moved that the amendments proposed by the
Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Glover Pinac
Alario Green Powell
Alexander, A.—93rd Guillory Pratt
Alexander, R.—13th Hammett Riddle
Ansardi Heaton Romero
Barton Hebert Rousselle
Baylor Holden Salter
Bowler Hopkins Scalise
Brun Hudson Schneider
Bruneau Hunter Shaw
Carter Iles Smith, J.D.—50th
Chaisson Jenkins Smith, J.R.—30th
Clarkson Jetson Stelly

Copelin Johns Strain
Crane Kennard Theriot
Curtis Kenney Thomas
Damico Lancaster Thompson
Daniel Landrieu Thornhill
Deville LeBlanc Toomy
DeWitt Long Travis
Diez Martiny Triche
Dimos McCain Vitter
Doerge McCallum Walsworth
Donelon McDonald Warner
Dupre McMains Welch
Durand Michot Weston
Fauchaux Montgomery Wiggins
Flavin Morrell Wilkerson
Fontenot Morrish Willard-Lewis
Forster Murray Windhorst
Frith Odinet Winston
Fruge Perkins Wright
Gautreaux Pierre

Total—98

NAYS

Total—0

ABSENT

Baudoin Hill Quezaire
Bruce Marionneaux
Farve Mitchell
Total—7

The amendments proposed by the Senate were concurred in by
the House.

HOUSE BILL NO. 260—
BY REPRESENTATIVES WIGGINS, BARTON, JOHNS, PERKINS, AND
TRICHE

AN ACT

To amend and reenact R.S. 9:2799, relative to offenses and quasi
offenses; to provide with respect to the donation of food without
incurring liability for damages; to provide exceptions for
intentional acts or omissions only; to eliminate the requirement
that the food bank have certain liability insurance; and to
provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by
the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Short to Engrossed House Bill No.
260 by Representative Wiggins, et al.

AMENDMENT NO. 1

On page 1, line 16, after "omission" insert "or gross negligence"

Rep. Wiggins moved that the amendments proposed by the
Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gautreaux Pinac
Alario Glover Powell
Alexander, A.—93rd Green Pratt

Alexander, R.—13th	Guillory	Quezairé
Ansardi	Hammett	Riddle
Barton	Heaton	Romero
Baylor	Hebert	Rousselle
Bowler	Holden	Salter
Brun	Hopkins	Scalise
Bruneau	Hudson	Shaw
Carter	Hunter	Smith, J.D.—50th
Chaisson	Iles	Smith, J.R.—30th
Clarkson	Jenkins	Stelly
Copelin	Johns	Strain
Crane	Kennard	Theriot
Curtis	Kenney	Thomas
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Montgomery	Wiggins
Fauchoux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenet	Murray	Windhorst
Forster	Odinet	Winston
Frith	Perkins	Wright
Früge	Pierre	
Total—98		

NAYS

Jetson
Total—1

ABSENT

Baudoin	Hill	Mitchell
Bruce	Marionneaux	Schneider
Total—6		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 292—
BY REPRESENTATIVE THERIOT
AN ACT

To amend and reenact R.S. 38:291(P)(2), relative to the South Lafourche Levee District; to provide for the composition of the members of the board of commissioners; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Robichaux to Reengrossed House Bill No. 292 by Representative Theriot

AMENDMENT NO. 1

On page 1, line 2, change "(P)(2)" to "(F)(1)(d) and (P)(2) and to repeal R.S. 38:333,"

AMENDMENT NO. 2

On page 1, line 4, after "commissioners;" and before "and" insert the following:

"to prohibit the levy, assessment, or collection of any certain tax or taxes by the Lafourche Basin Levee District; to repeal certain contributions to the South Lafourche Levee District and the North Lafourche Conservation, Levee and Drainage District; to repeal certain revenue utilization provisions;"

AMENDMENT NO. 3

On page 1, line 9, change "(P)(2) is" to "(F)(1)(d) and (P)(2) are"

AMENDMENT NO. 4

On page 1, between lines 12 and 13, insert the following:

"F. Lafourche Basin Levee District (1)

* * *

(d) There shall be shared jurisdiction for flood protection between the South Lafourche Levee District, the North Lafourche Conservation, Levee and Drainage District, and the Lafourche Basin Levee District. Any and all property, mineral rights, and revenues derived therefrom belonging to the Lafourche Basin Levee District located within the the boundaries of the South Lafourche Levee District and the North Lafourche Conservation, Levee and Drainage District shall remain the property of the Lafourche Basin Levee District. ~~These lands and all property thereon situated, not exempt from taxation, shall be subject to the provisions of this Chapter. The Lafourche Basin Levee District shall not levy, assess, or collect any tax or taxes within the territorial jurisdiction of the South Lafourche Levee District.~~

* * **

AMENDMENT NO. 5

On page 2, after line 3, insert the following:

"Section 2. R.S. 38:333 is hereby repealed in its entirety.

Section 3. This Act shall become effective on July 1, 1998."

Rep. Theriot moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Früge	Pierre
Alario	Gautreaux	Pinac
Alexander, A.—93rd	Green	Powell
Alexander, R.—13th	Guillory	Pratt
Ansardi	Hammett	Quezairé
Barton	Heaton	Riddle
Baudoin	Hebert	Romero
Baylor	Hill	Rousselle
Bowler	Holden	Salter
Bruce	Hopkins	Scalise
Brun	Hudson	Schneider
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th

Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Jetson	Stelly
Copelin	Johns	Strain
Crane	Kenard	Theriot
Curtis	Kenney	Thomas
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Dimos	Martiny	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinet	Winston
Frith	Perkins	Wright

Total—102

NAYS

McCain
Total—1

ABSENT

Glover Mitchell
Total—2

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 366—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 51:1286(C)(1)(introductory paragraph) and to repeal R.S. 51:1286(C)(3), relative to the Louisiana Tourism Promotion District; to remove the limitation on the amount of the proceeds of the sales and use tax levied by the district which are to be used for costs of collection of the tax and for the promotion of tourism; to amend and reenact Section 3 of Act No. 535 of the 1988 Regular Session of the Legislature, as amended by Section 2 of Act No. 285 of the 1992 Regular Session of the Legislature; to provide with respect to the Louisiana Tax Free Shopping Program; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Reengrossed House Bill No. 366 by Representative Travis

AMENDMENT NO. 1

On page 1, line 17 after "authorized," insert "not to exceed fifteen million dollars from July 1, 1997 to July 1, 1998 and shall not exceed sixteen million dollars from July 1, 1998 to July 1, 1999, and"

Rep. Travis moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Powell
Alexander, R.—13th	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kenard	Strain
Crane	Kenney	Theriot
Curtis	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright
Frige	Perkins	

Total—104

NAYS

Total—0

ABSENT

Glover
Total—1

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 394—
BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact R.S. 27:91(A)(5) and (6) and to enact R.S. 27:91(A)(7) and (8), relative to riverboat gaming permit and license fees; to reduce the fee for gaming employee permit renewals; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 394 by Representative Alario

AMENDMENT NO. 1

On page 1, line 2, after "reenact R.S. 27:" insert "81(A) and"

AMENDMENT NO. 2

On page 1, line 4, after "renewals;" insert "to exempt from the licensing requirement certain maritime employees;"

AMENDMENT NO. 3

On page 1, line 7, after "R.S. 27:" insert "81(A) and"

AMENDMENT NO. 4

On page 1, between lines 8 and 9, insert the following:

"§81. Issuance of permits to certain persons furnishing services or goods

A. In addition to issuing permits to suppliers and manufacturers as provided for in R.S. 27:82 and 83, the division shall maintain a permanent record of and may issue permits to any person who furnishes significant services or goods, as defined by the division, to a licensee; however, no license or permit of the board shall be required for any person employed for purely maritime purposes who is required as a condition of his position to be licensed or certified by the United States Coast Guard. For purposes of this Section, significant services or goods shall mean those services and goods which are material and integral to the operation of a riverboat or the conducting of gaming operations. The division shall require any such person to comply with the requirements of this Chapter and with the rules and regulations of the division.

* * *

Rep. Alario moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Perkins
Alario	Fruge	Pierre
Alexander, A.—93rd	Gautreaux	Pinac
Alexander, R.—13th	Green	Powell
Ansardi	Guillory	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Crane	Kennard	Stelly
Curtis	Lancaster	Strain
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thomas

Deville	Long	Thornhill
DeWitt	Marionneau	Toomy
Diez	Martiny	Travis
Dimos	McCain	Triche
Doerge	McCallum	Vitter
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinet	Winston

Total—96

NAYS

Kenney	Thompson	Wright
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Total—3

ABSENT

Copelin	Hammett	Mitchell
Glover	Jetson	Walsworth

Total—6

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 411—

BY REPRESENTATIVES TOOMY, DIEZ, BRUCE, DUPRE, FAUCHEUX, FRUGE, HUDSON, KENNARD, QUEZAIRE, SHAW, THERIOT, THOMAS, DOWNER, A. ALEXANDER, ANSARDI, BAUDOIN, BAYLOR, CLARKSON, COPELIN, CRANE, DANIEL, DONELON, FLAVIN, FRITH, GAUTREAU, GLOVER, MARTINY, MCMAINS, MICHOT, MURRAY, ODINET, PERKINS, POWELL, PRATT, ROUSSELLE, SCALISE, STRAIN, WALSWORTH, WELCH, AND WIGGINS AND SENATORS LANDRY, SMITH, AND BEAN

AN ACT

To enact Chapter 26 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2020 through 2036, relative to the development of transportation infrastructure; to authorize the creation of tollway authorities; to provide for the powers and duties of such authorities; to authorize the authorities to issue bonds; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 411 by Representative Toomy, et al.

AMENDMENT NO. 1

On page 3, line 19, after "tollway" insert "which is a new roadway, path, highway, transitway, bridge, tunnel, or other paved surface or structure specifically designed as a land vehicle transportation route, or a substantial reconstruction of an existing route"

AMENDMENT NO. 2

On page 6, line 7, after "adopt" change "a resolution" to "an ordinance"

AMENDMENT NO. 3

On page 10, line 3, after "construct" add "new"

AMENDMENT NO. 4

On page 10, line 10, after "to the" add "creation of the authority and the" and at the end of the line delete "and"

AMENDMENT NO. 5

On page 10, at the beginning of line 11, delete "preliminary engineering"

AMENDMENT NO. 6

On page 11, line 11, after "(5)" insert "(a)"

AMENDMENT NO. 7

On page 11, between lines 18 and 19, insert:

"(b) No toll shall be charged or collected from vehicles which will only travel over a portion of a tollway which was in existence as a non-toll route prior to construction of the tollway project and which was not substantially reconstructed by the tollway project."

AMENDMENT NO. 8

On page 15, line 10, after "Part" change "XII" to "XVIII"

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 411 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 3, change "2036" to "2037"

AMENDMENT NO. 2

On page 1, line 10, change "2036" to 2037"

AMENDMENT NO. 3

On page 26, line 19, after "liberal construction" insert "; restrictions"

AMENDMENT NO. 4

On page 26, at the beginning of line 20, before "The powers" insert "A."

AMENDMENT NO. 5

On page 27, between lines 4 and 5, insert the following:

"B. The provisions of this Act shall not be applicable in any manner to the Greater New Orleans Expressway Commission or its facilities or any projects or improvements related thereto."

AMENDMENT NO. 6

On page 29, after line 26, insert the following:

"§2037. Privately owned and financed tollways

A. Should a private entity independently desire to own, plan, design, finance, construct, maintain and operate a tollway on privately owned property or on leased property, any parish police jury, parish council or other parish governing authority or municipality acting in its individual capacity may enter into a cooperative endeavor agreement as authorized by Article VII, Section

14(c) of the Constitution to facilitate the construction of such private tollway within the parish, without the approval or participation of an authority. If not exclusive, no right shall be granted to another private entity allowing construction of a tollway within two miles of the tollway which is the subject of the cooperative endeavor agreement. Such cooperative endeavor agreement shall be approved by ordinance of such parish governing authority or municipality and shall be executed prior to construction of the privately owned tollway and shall provide for, but not be limited to, the following:

(1) The right to construct, own and operate the tollway and that such right shall be irrevocable, but need not be exclusive.

(2) The right to own the tollway and to set, fix, change and collect tolls all in perpetuity.

(3) Rights of assignment and amendment.

(4) The duty of the private entity to provide for design and construction of the tollway and standards therefor.

(5) Provisions for maintenance and operation, liability and other operational matters.

(6) Rights and duties of the parties regarding connecting roads, highways street, bridges or transitways.

(7) Such other matters as shall be deemed appropriate or necessary.

B. In the event a private tollway is constructed on privately owned property or on leased property under the provisions of this Section, the provisions of Part I of Chapter 3 of Title 48 of the Louisiana Revised Statutes of 1950."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Reengrossed House Bill No. 411 by Representative Toomy

AMENDMENT NO. 1

On page 12, line 4, after the period "." add "Installation and removal of utility facilities shall be consistent with rules and regulations promulgated by the Federal Government and the Louisiana Department of Transportation and Development."

AMENDMENT NO. 2

On page 19, line 8, after the word "regulations" add ", not inconsistent with rules and regulations promulgated by the federal government and the Department of Transportation and Development,"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Reengrossed House Bill No. 411 by Representative Toomy

AMENDMENT NO. 1

On page 19, line 12, after "are" delete ", or hereafter may be,"

AMENDMENT NO. 2

On page 20, line 4, after "B." change "Notwithstanding the provisions of Subsection A herein, any" to "Any"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Reengrossed House Bill No. 411 by Representative Toomy

AMENDMENT NO. 1

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Finance and adopted by the Senate on June 12, 1997, on page 1, line 23, after "authority." add "Public funds may only be expended in connection with a privately-owned tollway for improvements or expenses incurred outside the property lines of the privately-owned tollway right of way."

Rep. Toomy moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pinac
Alario	Green	Powell
Alexander, A.—93rd	Guillory	Pratt
Alexander, R.—13th	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baudoin	Hill	Rousselle
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Brun	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Johns	Strain
Clarkson	Kennard	Theriot
Copelin	Kenney	Thomas
Crane	Lancaster	Thompson
Curtis	Landrieu	Thornhill
Damico	LeBlanc	Toomy
Daniel	Long	Travis
Deville	Marionneaux	Triche
Diez	Martiny	Vitter
Dimos	McCain	Walsworth
Doerge	McCallum	Warner
Donelon	McDonald	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Morrell	Wilkerson
Faucheux	Morrish	Willard-Lewis
Flavin	Murray	Windhorst
Forster	Odinet	Winston
Frith	Perkins	Wright
Fruge	Pierre	
Total—98		

NAYS

Total—0

ABSENT

DeWitt	Holden	Stelly
Fontenot	Mitchell	
Glover	Montgomery	
Total—7		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 431—

BY REPRESENTATIVE WILKERSON
AN ACT

To enact R.S. 39:330.4, relative to the incorporeal property owned by a public institution of higher education; to require that a transfer of ownership or of the right of use shall be by a public bid or request for proposal process; to restrict the use of the proceeds of such transfer; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Wilkerson, the bill was returned to the calendar subject to call.

HOUSE BILL NO. 460—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 37:2863(1) and (7) and to enact R.S. 36:409(N) and (O) and 602(D), R.S. 37:3274(A)(12) and R.S. 49:191(11)(a) and to repeal R.S. 32:703.1, R.S. 36:409(H), R.S. 37:2865, R.S. 49:191(9)(a), and R.S. 51:911.45 and 911.46(B), and R.S. 56:605(B)(4), relative to the Department of Public Safety and Corrections, including provisions to provide for the re-creation, termination, or transfer of the Department of Public Safety and Corrections 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; to provide for the termination of certain boards under the jurisdiction of the department, including the Motor Vehicle Advisory Board, the Certified Stress Analysts Board, the Liquefied Petroleum Gas Commission, and the board of review of Mobile Homes and Manufacturing; to provide for transfer of responsibilities from the Certified Stress Analysts Board to the Louisiana State Board of Private Security Examiners; to provide for transfer of responsibilities from the Liquefied Petroleum Gas Commission to the office of state police; to provide for the transfer of enforcement responsibilities for wildlife and fisheries laws and regulations from the Department of Wildlife and Fisheries to the Department of Public Safety and Corrections; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 460 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 36:409(N)"

AMENDMENT NO. 2

On page 1, line 3, delete "and (O) and 602(D),"

AMENDMENT NO. 3

On page 1, line 4, delete "R.S. 32:703.1, R.S. 36:409(H),"

AMENDMENT NO. 4

On page 1, line 5, after "911.46(B)," delete the remainder of the line

AMENDMENT NO. 5

On page 1, line 6, delete "56:605(B)(4),"

AMENDMENT NO. 6

On page 1, line 14, delete ", the Liquefied Petroleum Gas Commission"

AMENDMENT NO. 7

On page 1, line 17, delete "to provide for"

AMENDMENT NO. 8

On page 1, delete lines 18 and 19

AMENDMENT NO. 9

On page 2, delete lines 1 and 2

AMENDMENT NO. 10

On page 2, line 3, delete "Department of Public Safety and Corrections;"

AMENDMENT NO. 11

On page 2, delete lines 6 through 26 and on page 3, delete lines 1 through 19

AMENDMENT NO. 12

On page 3, line 20, change "Section 2." to "Section 1."

AMENDMENT NO. 13

On page 4, line 16, change "Section 3." to "Section 2."

AMENDMENT NO. 14

On page 4, line 21, change "Section 4." to Section 3."

AMENDMENT NO. 15

On page 4, line 23, change "Section 3" to "Section 2"

AMENDMENT NO. 16

On page 5, line 3, change "Section 5." to "Section 4."

AMENDMENT NO. 17

On page 5, line 5, change "Section 6." to "Section 5."

AMENDMENT NO. 18

On page 5, delete lines 19 and 20

AMENDMENT NO. 19

On page 5, line 21, change "Section 9." to "Section 6."

AMENDMENT NO. 20

On page 5, line 22, change "Section 10." to "Section 7."

AMENDMENT NO. 21

On page 5, line 23, change "Section 11." to "Section 8."

AMENDMENT NO. 22

On page 5, delete line 25

AMENDMENT NO. 23

On page 6, delete lines 1 through 7

AMENDMENT NO. 24

On page 6, delete line 8 and insert in lieu thereof the following:

"Section 9. Sections 1, 6, 8, 9, and 10 of this Act"

AMENDMENT NO. 25

On page 6, delete line 14, and insert in lieu thereof the following:

"Section 10. Sections 2, 3, 4, 5, and 7 of this Act shall become"

Rep. Windhorst moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Powell
Alexander, R.—13th	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kennedy	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinot	Winston
Fruge	Perkins	Wright
Total—102		

NAYS

Total—0

ABSENT

Baylor Glover Mitchell
Total—3

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 506—

BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 12:1301(A)(2), (10), and (16), 1303, and 1304(A), to enact R.S. 12:1301(B) and 1335.1 and to repeal R.S. 12:1334(3), relative to limited liability companies; to provide that professionals may operate through limited liability companies; to provide with respect to single-member limited liability companies; to provide for the rights and privileges of limited liability companies; to provide for the dissolution of limited liability companies; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Reengrossed House Bill No. 506 by Representative Ansardi

AMENDMENT NO. 1

On page 2, line 14, after "any" delete the remainder of the line and insert: "written agreement between the member and the company"

Rep. Ansardi moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Perkins
Alario	Green	Pierre
Alexander, A.—93rd	Guillory	Powell
Alexander, R.—13th	Hammett	Pratt
Ansardi	Heaton	Quezairé
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Strain
Crane	Kenney	Theriot
Curtis	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter

Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinot	Wright

Total—99

NAYS

Total—0

ABSENT

Doerge	Glover	Pinac
Fruge	Mitchell	Willard-Lewis

Total—6

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 520—

BY REPRESENTATIVE DUPRE
AN ACT

To amend and reenact Code of Criminal Procedure Art. 887(C) and (D), R.S. 14:98(A)(1)(b) and (c), (F)(1), and (G), R.S. 32:411(G), 411.1(D), 414(A)(1)(a), 661(C)(1)(c), 661.1(C)(1)(c), 662(A), 666(A)(introductory paragraph), 667(A)(introductory paragraph) and (A)(3) and (B)(1) and (2), 668(A)(4) and (B)(1)(b), and 853(A)(1)(c)(i), R.S. 40:1379.7, R.S. 44:9(A)(2), and R.S. 46:1805(B)(1) and 1809(B)(4)(e) and to enact R.S. 14:98(K) and 98.1 and R.S. 32:408.3 and 853(A)(1)(d), relative to levels of blood alcohol for purposes of certain driving offenses, driver's license sanctions, implied consent law provisions, and certain driving records; to provide that lower blood alcohol levels apply to persons under the age of twenty-one years for purposes of committing the offenses and for purposes of related driver's license sanctions, implied consent law provisions, and certain driving records; to create the offense of underage driving under the influence of alcohol; to provide for definitions and penalties; to allow for participation in certain substance abuse programs; to provide for requirements of driver improvement programs; to include the offense of underage DUI in provisions relating to defendant's liability for costs and forwarding of costs for maintenance of equipment, notification of vehicle owner, and provisions related to crime victims reparations; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 520 by Representative Dupre

AMENDMENT NO. 1

On page 1, delete line 3 in its entirety and insert in lieu thereof the following:

"14:98(F)(1), R.S. 32:411(G), 411.1(D),"

AMENDMENT NO. 2

On page 1, line 8, after "enact" delete the remainder of the line and insert in lieu thereof the following:

"R.S. 14:98.1"

AMENDMENT NO. 3

On page 1, delete line 9 in its entirety and insert in lieu thereof the following:

"and R.S. 32:853(A)(1)(d), relative to levels of blood alcohol"

AMENDMENT NO. 4

On page 3, line 23, after "Section 2" delete the remainder of the line and delete line 24 in their entirety and insert in lieu thereof the following:

"R.S. 14:98(F)(1) is hereby amended and reenacted and R.S. 14:98.1 is hereby enacted to read"

AMENDMENT NO. 5

On page 5, delete lines 1 through 11 in their entirety.

AMENDMENT NO. 6

On page 5, line 17, delete "either"

AMENDMENT NO. 7

On page 5, line 18, after "blood" add a period "." and delete the remainder of the line and delete line 19 in its entirety.

AMENDMENT NO. 8

On page 5, line 24, delete "imprisoned" and insert in lieu thereof the following:

"participate in a court-approved substance abuse and driver improvement program."

AMENDMENT NO. 9

On page 5, delete lines 25 and 26 in their entirety.

AMENDMENT NO. 10

On page 6, delete lines 1 through 22 in their entirety.

AMENDMENT NO. 11

On page 6, line 26, change "fifteen" to "ten"

AMENDMENT NO. 12

On page 7, line 4, change "five days" to "forty-eight hours"

AMENDMENT NO. 13

On page 7, line 4, delete "court" and insert in lieu thereof the following:

"court-approved substance abuse and driver"

AMENDMENT NO. 14

On page 7, delete lines 5 and 6 in their entirety.

AMENDMENT NO. 15

On page 7, line 9, change "fifteen" to "ten"

AMENDMENT NO. 16

On page 7, line 11, after "program" delete the comma "," and insert "and" and delete lines 12 and 13 in their entirety and insert in lieu thereof the following:

"a court-approved substance abuse and driver"

AMENDMENT NO. 17

On page 7, line 14, after "program." delete the remainder of the line and delete lines 15 through 24 in their entirety.

AMENDMENT NO. 18

On page 8, delete lines 3 through 7 in their entirety.

AMENDMENT NO. 19

On page 8, line 8, change "G." to "F."

AMENDMENT NO. 20

On page 8, line 16, delete "R.S. 32:408.3 and"

AMENDMENT NO. 21

On page 8, line 17, change "853(A)(1)(d) are" to "R.S. 32:853(A)(1)(d) is"

AMENDMENT NO. 22

On page 8, delete lines 18 through 26 in their entirety and delete pages 9 and 10 in their entirety.

AMENDMENT NO. 23

On page 11, delete lines 1 through 8 in their entirety.

AMENDMENT NO. 24

On page 16, line 4, delete "either"

AMENDMENT NO. 25

On page 16, line 5, after "blood" insert a period "." and delete the remainder of the line and delete line 6 in its entirety.

AMENDMENT NO. 26

On page 16, delete line 7 in its entirety and insert in lieu thereof the following:

"Individuals measured through breath shall be afforded the timely option"

AMENDMENT NO. 27

On page 16, line 8, delete "requesting"

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AMENDMENT NO. 28

On page 20, line 26, change "three" to "two"

AMENDMENT NO. 29

On page 21, line 2, change "14:98, 98.1, or 99." to "14:98 or 98.1."

AMENDMENT NO. 30

On page 21, line 3, change "three-year" to "two-year"

AMENDMENT NO. 31

On page 21, line 4, change "five" to "four"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 520 by Representative Dupre

AMENDMENT NO. 1

On page 3, line 21, following "15:" and before the period "." change "255(F)" to "255"

AMENDMENT NO. 2

On page 7, line 26, following "Subsection" and before "shall" change "D and E" to "C and D"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Short to Reengrossed House Bill No. 520 by Representative Dupre

AMENDMENT NO. 1

Delete Senate Committee Amendments 1, 3, and 4, proposed by the Senate Committee on Judiciary C and adopted by the Senate on June 10, 1997

AMENDMENT NO. 2

On page 1, line 3, after "and (c)," and before "(F)(1)" insert "(B)(introductory paragraph), (C)(introductory paragraph), (D), (E), and" and after "(F)(1)" delete "and (G)"

AMENDMENT NO. 3

On page 1, delete line 9, and insert "and R.S. 32:853(A)(1)(d), relative to driving offenses involving alcoholic beverages; to provide with regard to levels of blood alcohol"

AMENDMENT NO. 4

On page 1, line 11, after "records;" and before "to provide" insert "to provide for an increase in penalties for commission of the offense of driving while intoxicated; to provide for mandatory imprisonment; to provide for the seizure and sale of the motor vehicle; to provide for the distribution of the proceeds of the sale;"

AMENDMENT NO. 5

On page 3, line 23, after "and (c)," and before "(F)(1)" insert "(B)(introductory paragraph), (C)(introductory paragraph), (D), (E), and" and after "(F)(1)" delete "and (G)" and after "R.S. 14:" delete "98(K) and" and after "98.1" change "are" to "is"

AMENDMENT NO. 6

On page 4, line 8, after "based" and before "on grams" delete "either"

AMENDMENT NO. 7

On page 4, line 9, after "blood" delete the remainder of the line and delete line 10, and insert "; or"

AMENDMENT NO. 8

On page 4, between lines 14 and 15 insert the following:

B. On a first conviction, notwithstanding any other provision of law to the contrary, the offender shall be fined not less than ~~one hundred twenty-five dollars nor more than five hundred dollars~~ three hundred dollars nor more than one thousand dollars, and may be imprisoned for not less than ten days nor more than six months. Imposition or execution of sentence shall not be suspended unless:

* * *

C. On a ~~second~~ conviction of a second offense, notwithstanding any other provision of law to the contrary, regardless of whether the second offense occurred before or after the first conviction, the offender shall be fined not less than ~~three hundred dollars and not more than one thousand dollars~~ seven hundred fifty dollars, nor more than one thousand dollars, and shall be imprisoned for not less than forty-eight hours and thereafter may be imprisoned for not less than thirty days nor more than six months. Imposition or execution of sentence shall not be suspended unless:

* * *

D. On a ~~third~~ conviction of a third offense, notwithstanding any other provision of law to the contrary and regardless of whether the offense occurred before or after an earlier conviction, the offender shall be imprisoned with or without hard labor for not less than one year nor more than five years, and may shall be fined not more than two thousand dollars. At least six months of the sentence of imprisonment imposed shall be without benefit of probation, parole, or suspension of sentence. If a portion of the sentence is imposed with benefit of probation, parole, or suspension of sentence, the court shall require the offender to participate in a court-approved substance abuse program and/or participate in a court-approved driver improvement program. In addition, the court shall order that the vehicle being driven by the offender at the time of the offense shall be seized and impounded, and sold at auction in the same manner and under the same conditions as executions of writ of seizures and sale as provided in Book V, Title II, Chapter 4 of the Code of Civil Procedure. The vehicle shall be exempt from sale if it was stolen, or if the driver of the vehicle at the time of the violation was not the owner and the owner did not know that the driver was operating the vehicle while intoxicated. If this exemption is applicable, the vehicle shall not be released from impoundment until such time as towing and storage fees have been paid. In addition, the vehicle shall be exempt from sale if all towing and storage fees are paid by a valid lienholder. The proceeds of the sale shall first be used to pay court costs and towing and storage costs, and the remainder shall be forwarded to the Council on Automobile Insurance Rates and Enforcement for its use in studying other ways to reduce drunk driving and insurance rates.

E. (1) On a ~~fourth~~ conviction of a fourth or subsequent offense, notwithstanding any other provision of law to the contrary and regardless of whether the fourth offense occurred before or after an earlier conviction, the offender shall be sentenced to imprisonment at hard labor for not less than ten nor more than thirty years, and may shall be fined not more than five thousand dollars. In addition, the

court shall order that the vehicle being driven by the offender at the time of the offense be seized and impounded, and be sold at auction in the same manner and under the same conditions as executions of writ of seizure and sale as provided in Book V, Title II, Chapter 4 of the Code of Civil Procedure. The vehicle shall be exempt from sale if it was stolen, or if the driver of the vehicle at the time of the violation was not the owner and the owner did not know that the driver was operating the vehicle while intoxicated. If this exemption is applicable, the vehicle shall not be released from impoundment until such time as towing and storage fees have been paid. In addition, the vehicle shall be exempt from sale if all towing and storage fees are paid by a valid lienholder. The proceeds of the sale shall first be used to pay court costs and towing and storage costs, and the remainder shall be forwarded to the Council on Automobile Insurance Rates and Enforcement for its use in studying other ways to reduce drunk driving and insurance rates.

(2) At least ~~one year~~ two years of the sentence shall be imposed without benefit of suspension of sentence, probation, or parole. In the discretion of the court, any additional portion or all of the sentence may be imposed without benefit of suspension of sentence, probation, or parole. If a portion of the sentence is imposed with benefit of suspension of sentence, probation, or parole, the court shall require the offender to participate in a court-approved substance abuse program and a court-approved driver improvement program. If the offender has previously been required to participate in either or both of such programs pursuant to Subsection D of this Section, at least three years of the sentence shall be imposed without benefit of suspension of sentence, probation, or parole. If the offender has previously been required to participate in either or both of such programs under Subsection B or C of this Section, but not under Subsection D, at least two years of the sentence shall be imposed without benefit of suspension of sentence, probation, or parole. If the offender has previously received the benefit of suspension of sentence, probation, or parole as a fourth offender, no part of the sentence may be imposed with benefit of suspension of sentence, probation, or parole, and no portion of the sentence shall be imposed concurrently with the remaining balance of any sentence to be served for a prior conviction for any offense."

Point of Order

Rep. Murray asked for a ruling from the Chair as to whether House Bill No. 520 levies a new fee or increases an existing fee and therefore would require the favorable vote of two-thirds of the elected members to finally pass the House.

Ruling of the Chair

The Chair ruled the bill did not levy a new fee or increases an existing fee and therefore would require the favorable vote of a majority of the elected members to finally pass the House.

Rep. Dupre moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Powell
Alexander, A.—93rd	Green	Riddle
Alexander, R.—13th	Hebert	Salter
Barton	Hill	Scalise
Baudoin	Hudson	Shaw
Bruce	Hunter	Smith, J.D.—50th

Brun	Iles	Smith, J.R.—30th
Bruneau	Jenkins	Stelly
Carter	Johns	Theriot
Chaisson	Kennard	Thomas
Clarkson	Kenney	Thompson
Crane	Landrieu	Thornhill
Curtis	LeBlanc	Toomy
Daniel	Long	Travis
Deville	Marionneau	Triche
Diez	Martiny	Vitter
Dimos	McCain	Walsworth
Doerge	McCallum	Warner
Donelon	McDonald	Wiggins
Dupre	McMains	Willard-Lewis
Durand	Michot	Windhorst
Flavin	Montgomery	Winston
Fontenot	Morrish	Wright
Forster	Odinot	
Frith	Perkins	
Total—73		

NAYS

Alario	Farve	Morrell
Ansardi	Fruge	Murray
Baylor	Guillory	Pierre
Bowler	Hammett	Pinac
Copelin	Holden	Pratt
Damico	Jetson	Quezaire
DeWitt	Lancaster	Welch
Total—21		

ABSENT

Faucheux	Mitchell	Strain
Glover	Romero	Weston
Heaton	Rousselle	Wilkerson
Hopkins	Schneider	
Total—11		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 521—

BY REPRESENTATIVE DUPRE

AN ACT

To amend and reenact R.S. 32:661(A) and (C)(1), 661.1(A) and (C)(1), 662, 666(A)(3), 667(B)(1), and 668(A)(1) and (4) and (B)(1)(a)(introductory paragraph) and (b), and to enact R.S. 32:667(B)(5) and 668(B)(1)(d), relative to the Implied Consent Law; to provide for substances for which tests may be administered; to provide for the consequences, including driver's license suspensions, of submitting to or refusing to submit to such tests; to provide for the method of measuring blood alcohol concentration or level; to provide for the levels of blood alcohol concentration; to provide for administrative hearing procedures; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 521 by Representative Dupre

AMENDMENT NO. 1

On page 1, line 4, after "and (b)," delete the remainder of the line

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AMENDMENT NO. 2

On page 1, line 15, after "reenacted" delete the remainder of the line and delete line 16, and insert "to read as follows:"

AMENDMENT NO. 3

On page 2, line 2, after "or" insert "abused substance or"

AMENDMENT NO. 4

On page 2, line 12, after "any" insert "abused substance or" and after "substance" insert "as set forth in"

AMENDMENT NO. 5

On page 2, line 13, delete "listed in Schedule I, II, III, IV, or V of"

AMENDMENT NO. 6

On page 2, line 17, after "any" insert "abused substance or"

AMENDMENT NO. 7

On page 2, line 17, after "substance" insert "as set forth in"

AMENDMENT NO. 8

On page 2, line 18, delete "listed in Schedule I, II, III, IV, or V of"

AMENDMENT NO. 9

On page 2, line 23, after "any" insert "abused substance or"

AMENDMENT NO. 10

On page 2, line 24, after "substance" insert "as set forth in"

AMENDMENT NO. 11

On page 2, line 24, delete "listed in Schedule" and on line 25, delete "I, II, III, IV, or V of"

AMENDMENT NO. 12

On page 3, line 1, after "designate" insert "in writing and under what conditions"

AMENDMENT NO. 13

On page 3, line 9, after "designate" insert "in writing and under what conditions"

AMENDMENT NO. 14

On page 4, between lines 2 and 3, insert the following:

"(e) The name and employing agency of all law enforcement officers involved in the stop, detention, investigation, or arrest of the person."

AMENDMENT NO. 15

On page 4, line 12, after "any" insert "abused substance or"

AMENDMENT NO. 16

On page 4, line 13, after "substance" insert "as set forth in"

AMENDMENT NO. 17

On page 4, line 13, delete "listed in Schedule I, II, III, IV, or V" and on line 14, delete the first word "of"

AMENDMENT NO. 18

On page 4, line 17, after "any" insert "abused substance or"

AMENDMENT NO. 19

On page 4, line 18, after "substance" insert "as set forth in"

AMENDMENT NO. 21

On page 4, line 18, delete "listed in Schedule" and on line 19, delete "I, II, III, IV, or V of"

AMENDMENT NO. 22

On page 4, line 25, after "any" insert "abused substance or"

AMENDMENT NO. 23

On page 4, line 25, after "substance" insert "as set forth in"

AMENDMENT NO. 24

On page 4, line 26, delete "listed in Schedule I, II, III, IV, or V of"

AMENDMENT NO. 25

On page 5, delete lines 18 through 21 in their entirety and insert the following:

"(d) The name and employing agency of all law enforcement officers involved in the stop, detention, investigation, or arrest of the person."

AMENDMENT NO. 26

On page 7, delete lines 1 through 7 and insert "*" * **

AMENDMENT NO. 27

On page 7, line 11, after "any" insert "abused substance or"

AMENDMENT NO. 28

On page 7, line 12, after "substance" insert "as set forth in"

AMENDMENT NO. 29

On page 7, line 12, delete "listed in Schedule I, II, III, IV, or V of"

AMENDMENT NO. 30

On page 8, line 10, after "any" insert "abused substance or"

AMENDMENT NO. 31

On page 8, line 11, after "substance" insert "as set forth in"

AMENDMENT NO. 32

On page 8, line 11, delete "listed in Schedule I, II," and on line 12 delete "III, IV, or V of"

AMENDMENT NO. 33

On page 9, delete lines 13 through 24 in their entirety

AMENDMENT NO. 34

On page 10, line 16, before "controlled" insert "abused substance or"

AMENDMENT NO. 35

On page 10, line 16, after "substance" delete "listed" and insert "as set forth in"

AMENDMENT NO. 36

On page 10, line 17, delete "in Schedule I, II, III, IV, or V of"

AMENDMENT NO. 37

On page 10, line 23, after "test" insert a period "." and delete the remainder of the line, delete lines 24 and 25 and on page 11, delete lines 1 and 2 in their entirety

AMENDMENT NO. 38

On page 11, delete lines 19 through 24

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 521 by Representative Dupre

AMENDMENT NO. 1

On page 4, line 2, delete the entire line and insert "R.S. 40:964."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Reengrossed House Bill No. 521 by Senator Dupre

AMENDMENT NO. 1

On page 9, line 9, delete "until he"

AMENDMENT NO. 2

On page 9, line 10, delete "reaches the age of eighteen or" and change "one hundred eighty" to "ninety"

AMENDMENT NO. 3

On page 9, line 11, after "suspension" delete the remainder of the line and insert a period "."

Rep. Dupre moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Glover	Pinac
Alexander, A.—93rd	Green	Powell
Alexander, R.—13th	Guillory	Pratt
Ansardi	Hammett	Quezaire

Barton	Heaton	Riddle
Baudoin	Hebert	Romero
Baylor	Hill	Rousselle
Bowler	Holden	Salter
Bruce	Hopkins	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Stelly
Copelin	Kenney	Strain
Crane	Lancaster	Theriot
Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneau	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Dimos	McCallum	Vitter
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Durand	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinot	Winston
Fruge	Perkins	Wright

Total—99

NAYS

Total—0

ABSENT

Farve	Hudson	Mitchell
Faucheux	Jetson	Wilkinson
Total—6		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 544—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 22:732.3, relative to venue for insurance insolvency matters; to provide that venue is proper for insolvency proceedings where at least twenty-five percent of the insurer's policyholders reside; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 544 by Representative Murray

AMENDMENT NO. 1

On page 1, below line 18, add the following:

"C. If an action is filed in more than one venue, the court shall consolidate all such cases into one court where venue is proper."

Rep. Murray moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Pratt
Alexander, R.—13th	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hunter	Schneider
Brun	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Copelin	Kenney	Theriot
Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinot	Wright
Fruge	Perkins	
Total—98		

NAYS

Total—0

ABSENT

DeWitt	Hudson	Wilkerson
Farve	Mitchell	
Glover	Powell	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 629—
BY REPRESENTATIVE STELLY

AN ACT

To amend and reenact R.S. 11:263(E) and to enact R.S. 11:267, relative to the Louisiana State Employees' Retirement System, the Teachers' Retirement System of Louisiana, the Louisiana School Employees' Retirement System, and the State Police Pension and Retirement System; to provide with respect to investment of funds held in trust by each such system; to further provide with respect to investment limitations and guidelines applicable to the governing board of each such system; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 629 by Representative Stelly

AMENDMENT NO. 1

On page 2, at the end of line 15, insert:

"Such investment in any indexed fund shall not be required whenever in the consecutive twelve-month period immediately prior to a determination by the system's governing authority to divest the system from any indexed fund, the Standard and Poor's 500 Composite Value Index has declined by not less than ten percent, provided the system notifies, in writing, the House and Senate retirement committees within ten days of the governing authority's decision."

AMENDMENT NO. 2

On page 3, line 1, change "seventy" to "sixty-five"

AMENDMENT NO. 3

On page 3, line 11, change "seventy" to "sixty-five"

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 629 by Representative Stelly

AMENDMENT NO. 1

On page 2, between lines 15 and 16 insert the following:

"If the Standard and Poor's 500 Composite Value Index increases to a level of ten percent higher than its level at the time the system divested itself of any indexed funds, the requirements of this Paragraph shall apply to the system."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 629 by Representative Stelly

AMENDMENT NO. 1

On page 2, line 7, following "D" delete "hereof"

Rep. Stelly moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Glover	Pinac
Alexander, A.—93rd	Green	Powell
Alexander, R.—13th	Guillory	Pratt
Ansardi	Hammett	Quezaire
Barton	Heaton	Riddle
Baudoin	Hebert	Romero
Baylor	Hill	Rousselle

Bowler	Holden	Salter
Bruce	Hopkins	Scalise
Brun	Hudson	Schneider
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Jetson	Stelly
Copelin	Johns	Strain
Crane	Kennard	Theriot
Curtis	Kenney	Thomas
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright
Fruge	Perkins	

Total—104

NAYS

Total—0

ABSENT

Mitchell
Total—1

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 646—

BY REPRESENTATIVES FONTENOT AND JENKINS
AN ACT

To enact R.S. 42:1116.1 and 1141(B)(3), relative to the ethics code; to provide for random drug testing of elected officials; to provide for the development, administration, and enforcement of the drug testing program for elected officials by the Board of Ethics; to declare the intention and policy of the legislature; to provide for certain assistance by the legislative auditor, commissioner of administration, and the secretary of the Department of Health and Hospitals; to require payment of costs of the program by the Board of Ethics; to provide that testing positive for illegal drugs is prohibited; to provide that failure to submit to a drug test required under the program is prohibited; to provide for penalties; to provide for definitions; to provide for implementation of the program; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 646 by Representative Fontenot

AMENDMENT NO. 1

On page 1, line 5, after "by the" change "Board of Ethics" to "Department of Health and Hospitals"

AMENDMENT NO. 2

On page 1, line 5, before "to declare" insert " to provide for the adoption of rules for the program by the Board of Ethics;"

AMENDMENT NO. 3

On page 1, line 7, after "auditor" delete the remainder of the line and delete line 8 in its entirety and insert in lieu thereof "; to require"

AMENDMENT NO. 4

On page 2, line 8, after "shall" delete the remainder of the line and insert "adopt rules for a program of"

AMENDMENT NO. 5

On page 2, line 13, after "phencyclidine" insert ", except that a drug taken in accordance with a lawful prescription shall not be considered an illegal drug"

AMENDMENT NO. 6

On page 2, line 14, after "shall" delete "develop a" and insert in lieu thereof "adopt rules for the"

AMENDMENT NO. 7

On page 2, line 17, after "shall" change "develop" to "adopt rules for"

AMENDMENT NO. 8

On page 2, line 19, after "The" delete the remainder of the line

AMENDMENT NO. 9

On page 2, lines 20 and 21, delete ", at the request of the board, provide assistance in the" and insert in lieu thereof "be responsible for the"

AMENDMENT NO. 10

On page 3, line 1, after "program" delete "developed by the board"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Reengrossed House Bill No. 646 by Representative Fontenot

AMENDMENT NO. 1

On page 1, line 3, change "elected" to "certain"

AMENDMENT NO. 2

On page 1, line 17, after "elected" insert "or appointed"

AMENDMENT NO. 3

On page 1, line 19, after "elected" insert "or appointed"

AMENDMENT NO. 4

On page 2, line 2, after "elected" insert "or appointed"

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AMENDMENT NO. 5

On page 2, line 5, after "elected" insert "or appointed"

AMENDMENT NO. 6

On page 2, line 9, after "officials," insert "appointed officials, or members appointed to any state board or commission," and at the end of the line, change "elected" to "such"

AMENDMENT NO. 7

On page 2, at the end of line 16, insert the following:

"Such plan shall include a second confirmation drug test to confirm that the positive results of a first test are correct."

AMENDMENT NO. 8

On page 2, line 19, change "elected" to "such"

AMENDMENT NO. 9

On page 3, line 1, delete "elected"

AMENDMENT NO. 10

On page 3, line 7, after "test" delete the remainder of the line and insert "required by the provisions of this Section"

AMENDMENT NO. 11

On page 3, line 10, delete "elected"

AMENDMENT NO. 12

On page 3, line 12, delete "elected"

AMENDMENT NO. 13

On page 3, line 14, delete "elected"

AMENDMENT NO. 14

On page 3, line 17, change "the elected" to "such"

AMENDMENT NO. 15

On page 3, line 19, delete "elected"

AMENDMENT NO. 16

On page 4, line 1, delete "elected"

AMENDMENT NO. 17

On page 4, line 2, delete "elected"

AMENDMENT NO. 18

On page 4, line 7, delete "elected"

AMENDMENT NO. 19

On page 4, line 12, delete "elected"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jones to Reengrossed House Bill No. 646 by Representative Fontenot

AMENDMENT NO. 1

On page 4, between lines 9 and 10, insert the following:

"Section 3. The Senate and Governmental Affairs Committee and the House and Governmental Affairs Committee shall have oversight of the rules and regulations promulgated by the Board of Ethics and implemented by the Department of Health and Hospitals."

AMENDMENT NO. 2

On page 4, line 10, change "Section 3." to "Section 4."

AMENDMENT NO. 3

On page 4, line 13, change "Section 4." to "Section 5."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jones to Reengrossed House Bill No. 646 by Representative Fontenot

AMENDMENT NO. 1

On page 3, between lines 20 and 21, insert:

"F. The selection for, administration of, results of, or any matter related to the test provided for in this Section are confidential and privileged and no person shall divulge or disclose any information obtained or contained in such results. Whoever violates the provisions of this Subsection shall be fined not more than ten thousand dollars."

Rep. Fontenot moved that the amendments proposed by the Senate be rejected.

As a substitute motion, Rep. Copelin moved that the amendments proposed by the Senate be concurred in.

Rep. Fontenot objected.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander, A.—93rd	Green	Murray
Baudoin	Guillory	Odinot
Baylor	Hammett	Pierre
Clarkson	Heaton	Rousselle
Copelin	Hebert	Smith, J.R.—30th
Curtis	Holden	Stelly
Doerge	Hunter	Thornhill
Durand	Jetson	Toomy
Faucheux	Morrell	Welch
Gautreaux	Morrish	
Total—29		

NAYS

Mr. Speaker	Hopkins	Riddle
Alario	Hudson	Romero
Ansardi	Iles	Salter
Barton	Jenkins	Scalise
Bruce	Johns	Shaw
Brun	Kennard	Smith, J.D.—50th
Chaisson	Kenney	Strain

Crane	Landriou	Theriot
Damico	LeBlanc	Thomas
Daniel	Long	Thompson
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCallum	Walsworth
Dimos	McDonald	Warner
Donelon	McMains	Weston
Dupre	Michot	Wiggins
Flavin	Montgomery	Willard-Lewis
Fontenot	Perkins	Windhorst
Frith	Pinac	Winston
Fruge	Powell	Wright
Hill	Pratt	

Total—62

ABSENT

Alexander, R.—13th	Forster	Quezaire
Bowler	Glover	Schneider
Bruneau	Lancaster	Vitter
Carter	McCain	Wilkerson
Farve	Mitchell	

Total—14

The House refused to concur in the amendments proposed by the Senate.

Conference committee appointment pending.

HOUSE BILL NO. 667—

BY REPRESENTATIVES BRUNEAU AND WINDHORST
A JOINT RESOLUTION

Proposing to amend Article I, Section 18 of the Constitution of Louisiana, relative to right to bail; to provide that a defendant is not bailable if after a hearing a judge determines that he may flee or poses an imminent danger to others; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 668—

BY REPRESENTATIVES BRUNEAU AND WINDHORST
AN ACT

To amend and reenact Code of Criminal Procedure Arts. 330 and 332(B) and (C) and to enact Code of Criminal Procedure Art. 330.1, relative to bail; to provide for denial of bail after contradictory hearing if defendant is a flight risk or poses a danger to others; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Windhorst, the bill was returned to the calendar subject to call.

HOUSE BILL NO. 693—

BY REPRESENTATIVES TRAVIS, DOWNER, AND DEWITT
AN ACT

To amend and reenact R.S. 51:2312(A)(introductory paragraph) and to enact Part V of Chapter 39 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2341 and 2342 and to repeal R.S. 51:2312.1, relative to the Economic

Development Awards Program; to transfer administration of the program; to create the Economic Development Awards Fund and provide for disposition of the funds; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 693 by Representative Travis, et al.

AMENDMENT NO. 1

On page 5, line 16, after "Section 4." delete the remainder of the line and delete lines 17 through 21, and insert:

"This Act shall become effective on July 1, 1997."

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 693 by Representatives Travis, et al.

AMENDMENT NO. 1

On page 1, delete lines 5 through 7, and insert the following:

"51:2312.1, relative to economic development; to transfer administration of the Economic Development Award Program; to create the Economic Development Award Fund and to provide for disposition of the funds; to require transfer of certain monies in the Louisiana Economic Development Fund and the Workforce Development and Training Fund to the state general fund;"

AMENDMENT NO. 2

On page 5, between lines 15 and 16, insert:

"Section 4. Notwithstanding any law to the contrary, including R.S. 51:2315, for the fiscal year beginning on July 1, 1997, the state treasurer shall transfer eight million five hundred thousand dollars from the Louisiana Economic Development Fund to the state general fund for purposes of funding economic development initiatives and projects in the Fiscal Year 1997-1998 General Appropriation Act.

Section 5. Notwithstanding any law to the contrary, including R.S. 51:2334, for the fiscal year beginning on July 1, 1997, the state treasurer shall transfer five hundred thousand dollars from the Workforce Development and Training Fund to the state general fund for purposes of funding economic and workforce development initiatives in the Fiscal Year 1997-1998 General Appropriation Act.

Section 6. Sections 4 and 5 of this Act shall become effective on July 1, 1997; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 1997, or on the day following such approval by the legislature, whichever is later."

AMENDMENT NO. 3

On page 5, line 16, delete "Section 4. This" and insert "Section 7. Sections 1, 2, and 3 of this"

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS', including Alario, Alexander, A.—93rd, Ansardi, Barton, Baudoin, Baylor, Bowler, Bruce, Brun, Bruneau, Carter, Chaisson, Clarkson, Copelin, Crane, Curtis, Damico, Daniel, Deville, DeWitt, Diez, Dimos, Doerge, Donelon, Dupre, Durand, Farve, Fauchaux, Flavin, Fontenot, Forster, Frith, Fruge, and Total—97.

NAYS

Total—0

ABSENT

Table listing names of representatives who were absent: Mr. Speaker, Alexander, R.—13th, Glover, Hill, Kennard, Marionneaux, Mitchell, and Pinac. Total—8.

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 694—

BY REPRESENTATIVES TRAVIS, DOWNER, DEWITT, DURAND, FLAVIN, FRITH, GAUTREAUX, HILL, MICHOT, MURRAY, PINAC, POWELL, SCHNEIDER, AND WESTON

AN ACT

To amend and reenact R.S. 25:315(A) and 316 and R.S. 36:201(C)(1) and 913, to enact R.S. 25:318 and R.S. 36:208(I) and 209(W), and to repeal R.S. 25:317 and R.S. 36:109(H), relative to the Louisiana Music Commission; to provide for its transfer from the Department of Economic Development to the Department of Culture, Recreation and Tourism; to provide for the creation of the office of music development and to provide for its functions and duties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Reengrossed House Bill No. 694 by Representative Travis

AMENDMENT NO. 1

On page 1, line 2, after "315(A)" insert "and (E)"

AMENDMENT NO. 2

On page 1, line 11, after "315(A)" insert "and (E)"

AMENDMENT NO. 3

On page 2, between lines 10 and 11 insert the following:

** * *

E. The domicile and principal place of business of the commission and its employees shall be in the Metropolitan New Orleans area."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Reengrossed House Bill No. 694 by Representative Travis

AMENDMENT NO. 1

On page 2, line 5, delete the word "lieutenant"

AMENDMENT NO. 2

On page 5, after line 25, insert:

"Section 4. Any changes in the executive director of the commission shall be approved by the Senate Committee on Commerce and Consumer Protection."

AMENDMENT NO. 3

On page 6, line 1, change "Section 4." to "Section 5."

Rep. Travis moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS': Mr. Speaker, Alario, Alexander, A.—93rd, Ansardi, Barton, Baudoin, Baylor, Bowler, Bruce, Brun, Bruneau, Carter, Gautreaux, Green, Guillory, Hammett, Hebert, Hill, Holden, Hopkins, Hudson, Hunter, Iles, Jenkins, Powell, Pratt, Quezaire, Riddle, Romero, Rousselle, Salter, Schneider, Shaw, Smith, J.D.—50th, Smith, J.R.—30th, and Stelly.

Chaisson	Jetson	Strain
Clarkson	Johns	Theriot
Copelin	Kenney	Thomas
Crane	Lancaster	Thompson
Curtis	Landrieu	Thornhill
Damico	LeBlanc	Toomy
Daniel	Long	Travis
Deville	Marionneaux	Triche
DeWitt	Martiny	Vitter
Diez	McCain	Walsworth
Dimos	McCallum	Warner
Doerge	McDonald	Welch
Donelon	McMains	Weston
Dupre	Michot	Wiggins
Durand	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinot	Wright
Frith	Perkins	
Frige	Pierre	

Total—97

NAYS

Heaton Scalise

Total—2

ABSENT

Alexander, R.—13th	Glover	Mitchell
Farve	Kennard	Pinac

Total—6

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 695—
BY REPRESENTATIVES TRAVIS, DOWNER, DEWITT, MURRAY, AND WESTON

AN ACT

To amend and reenact R.S. 51:1753(B)(8) and to enact R.S. 51:1766, relative to the economically disadvantaged business program; to provide for a bonding program; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Reengrossed House Bill No. 695 by Representative Travis

AMENDMENT NO. 1

On page 2, line 4, after "businesses." delete the remainder of the line, delete lines 5 and 6, and on line 7, delete "bonding assistance program"

AMENDMENT NO. 2

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

"(c) The approval of the undersecretary of the office of management and finance shall be required prior to the issuance of or

entrance into any obligation, whether contractual or financial, by the bonding assistance program."

AMENDMENT NO. 3

On page 3, delete lines 25 and 26, and on page 4, delete lines 1 through 8, and insert the following:

"Section 2. The state treasurer, for the fiscal year beginning July 1, 1997, shall transfer two million dollars from the Louisiana Economic Development Fund to the Small Business Surety Bonding Fund.

Section 3. This Act shall become effective on July 1, 1997."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 695 by Representative Travis

AMENDMENT NO. 1

On page 3, line 13, following "C" and before "and" change "hereof" to "of this Section"

AMENDMENT NO. 2

On page 3, line 19, following "the" and before "of" change "requirement" to "requirements"

AMENDMENT NO. 3

On page 3, line 19, following "9(B)" and before "relative" insert "of the Constitution of Louisiana"

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pinac
Alario	Green	Powell
Alexander, A.—93rd	Guillory	Pratt
Ansardi	Hammett	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Stelly
Clarkson	Johns	Strain
Copelin	Kenney	Theriot
Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch

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Durand	Michot	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinet	Winston
Frith	Perkins	Wright
Früge	Pierre	
Total—98		

NAYS

Total—0

ABSENT

Alexander, R.—13th	Heaton	Smith, J.R.—30th
Dimos	Kennard	
Glover	Mitchell	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 720—

BY REPRESENTATIVE DUPRE

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 for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 720 by Representative Dupre

AMENDMENT NO. 1

On page 1, line 4, after "authorities;" insert "to provide an effective date;"

AMENDMENT NO. 2

On page 2, line 3, delete "seven hundred fifty" and insert "five hundred"

AMENDMENT NO. 3

On page 2, line 5, after "production occurs." insert the following:

"Effective July 1, 1999, one-third of the sulphur severance tax, but not to exceed one hundred thousand dollars; one-third of the lignite severance tax, but not to exceed one hundred thousand dollars; one-fifth of the severance tax on all natural resources, other than sulphur, lignite, or timber, but not to exceed seven hundred fifty thousand dollars; and three-fourths of the timber severance tax shall be remitted to the governing authority of the parish in which severance or production occurs."

AMENDMENT NO. 4

On page 2, line 19, after "dollars" insert "effective July 1, 1999"

Rep. Dupre moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Früge	Perkins
Alario	Gautreaux	Pierre
Alexander, A.—93rd	Green	Pinac
Ansardi	Guillory	Powell
Barton	Hammett	Pratt
Baudoin	Heaton	Quezaire
Baylor	Hebert	Romero
Bowler	Hill	Rousselle
Bruce	Holden	Salter
Brun	Hopkins	Scalise
Bruneau	Hudson	Schneider
Carter	Hunter	Shaw
Chaisson	Iles	Smith, J.D.—50th
Clarkson	Jenkins	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright
Total—99		

NAYS

Jetson	Riddle
Total—2	

ABSENT

Alexander, R.—13th	Mitchell
Glover	Welch
Total—4	

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 725—

BY REPRESENTATIVES FAUCHEUX, BARTON, BAUDOIN, COPELIN, DANIEL, DIEZ, DOERGE, DUPRE, FLAVIN, FORSTER, FRITH, FRUGE, GAUTREAU, HEBERT, HOPKINS, HUNTER, ILES, JOHNS, KENNARD, KENNEY, LANDRIEU, LONG, MARIONNEAU, MARTINY, MCCALLUM, MCDONALD, MICHOT, MURRAY, ODINET, PERKINS, PIERRE, PINAC, POWELL, ROMERO, ROUSSELLE, SCHNEIDER, SHAW, JACK SMITH, STRAIN, THOMPSON, THORNHILL, TRAVIS, AND WIGGINS

AN ACT

To amend and reenact R.S. 17:7(6)(a), relative to teacher certification; to provide for the duties and responsibilities of the State Board of Elementary and Secondary Education; to require under specified circumstances the establishment of an alternative method or process by which a teacher at a nonpublic

school may meet qualifications or conditions for the issuance of a permanent regular teacher certificate; to provide guidelines for the establishment of the alternative method or process; to provide limitations; to provide for effectiveness; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 725 by Representative Faucheux

AMENDMENT NO. 1

On page 3, line 2, delete "be consistent with" and insert in lieu thereof "give due consideration to and incorporate where feasible"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 725 by Representative Faucheux

AMENDMENT NO. 1

On page 3, line 5, following "of" and before "Item" delete "this"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Reengrossed House Bill No. 725 by Representative Faucheux

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 1 proposed by the Senate Committee on Education and adopted by the Senate on June 12, 1997

AMENDMENT NO. 2

On page 2, line 23, after "condition." insert "A teacher employed in a nonpublic school who meets the qualifications or conditions pursuant to the alternative method or process established pursuant to this Item shall be issued a permanent regular teacher certificate which shall be valid for all purposes in this state and under all the same conditions as if it had been issued to a teacher who complied with the qualifications or conditions as otherwise established by law or board policy."

AMENDMENT NO. 3

On page 3, delete lines 4 through 12

Rep. Faucheux moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pierre
Alario	Gautreaux	Pinac
Alexander, A.—93rd	Glover	Powell
Ansardi	Green	Pratt
Barton	Guillory	Quezaire

Baudoin	Hammett	Riddle
Baylor	Heaton	Romero
Bowler	Hebert	Rousselle
Bruce	Holden	Salter
Brun	Hopkins	Scalise
Bruneau	Hudson	Schneider
Carter	Hunter	Shaw
Chaisson	Iles	Smith, J.R.—30th
Clarkson	Jenkins	Stelly
Copelin	Jetson	Strain
Crane	Johns	Theriot
Curtis	Kenney	Thomas
Damico	Lancaster	Thompson
Deville	Landrieu	Thornhill
DeWitt	LeBlanc	Toomy
Diez	Long	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Perkins	Wright

Total—96

NAYS

Total—0

ABSENT

Alexander, R.—13th	Kennard	Odinet
Daniel	Marionneaux	Smith, J.D.—50th
Hill	Mitchell	Wilkinson
Total—9		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 726—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact Chapter 26 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2021 through 2026, relative to the South Central Regional Transportation Authority; to create the South Central Regional Transportation Authority and to establish the boundaries thereof; to provide for a board of commissioners; to provide for the membership of such board and its powers, duties, and functions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 726 by Representative Faucheux

AMENDMENT NO. 1

On page 2, line 19, after "state" add "senator or senators and"

AMENDMENT NO. 2

On page 2, line 26, after "Greater" change "Lifework" to "Lafourche"

AMENDMENT NO. 3

On page 3, at the beginning of line 6, delete "House of Representatives and the"

AMENDMENT NO. 4

On page 3, line 26, after "Louisiana," add "and from the Wallace-Gramercy Bridge to the city of Thibodaux, Louisiana"

AMENDMENT NO. 5

On page 4, line 10, after "when" add "either Senate Bill 689 or"

Rep. Faucheux moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Forster	Odinet
Alario	Frith	Perkins
Alexander, A.—93rd	Fruge	Pierre
Ansardi	Gautreaux	Pinac
Barton	Green	Powell
Baudoin	Guillory	Pratt
Baylor	Heaton	Quezaire
Bowler	Hill	Riddle
Bruce	Holden	Romero
Brun	Hopkins	Rousselle
Bruneau	Hudson	Salter
Chaisson	Hunter	Shaw
Clarkson	Iles	Smith, J.D.—50th
Copelin	Jenkins	Stelly
Crane	Johns	Theriot
Curtis	Kenney	Thomas
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Travis
DeWitt	Long	Triche
Diez	Marionneaux	Vitter
Dimos	Martiny	Walsworth
Doerge	McCain	Warner
Donelon	McDonald	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morréll	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Wright
Total—90		

NAYS

Jetson	Strain	Toomy
Total—3		

ABSENT

Alexander, R.—13th	Hebert	Scalise
Carter	Kennard	Schneider
Glover	McCallum	Smith, J.R.—30th
Hammett	Mitchell	Winston
Total—12		

The amendments proposed by the Senate were concurred in by the House.

Acting Speaker John Smith in the Chair

HOUSE BILL NO. 667—

BY REPRESENTATIVES BRUNEAU AND WINDHORST

A JOINT RESOLUTION

Proposing to amend Article I, Section 18 of the Constitution of Louisiana, relative to right to bail; to provide that a defendant is not bailable if after a hearing a judge determines that he may flee or poses an imminent danger to others; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 667 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 3, after "defendant" and before "is" insert "charged with certain criminal offenses"

AMENDMENT NO. 2

On page 1, line 13, after "Section 18." and before "Excessive" insert "(A)"

AMENDMENT NO. 3

On page 2, at the end of line 5, delete "However, a person shall"

AMENDMENT NO. 4

On page 2, at the beginning of line 6, insert:

"(B) However, a person charged with a crime of violence as defined by law or with production, manufacture, distribution, or dispensing or possession with intent to produce, manufacture, distribute, or dispense a controlled dangerous substance as defined by the Louisiana Controlled Dangerous Substances Law, and the proof is evident and the presumption of guilt is great, shall"

AMENDMENT NO. 5

On page 2, line 7, after "finds" insert "by clear and convincing evidence"

AMENDMENT NO. 6

On page 2, line 17, after "person" and before "shall" insert "who is charged with a crime of violence as defined by law or with production, manufacture, distribution, or dispensing or possession with intent to produce, manufacture, distribute, or dispense a controlled dangerous substance as defined by the Louisiana Controlled Dangerous Substances Law"

AMENDMENT NO. 7

On page 2, line 18, after "finds" insert "by clear and convincing evidence"

Rep. Bruneau moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Glover	Pinac
Alexander, A.—93rd	Green	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Hopkins	Rousselle
Bruce	Hudson	Salter
Brun	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kenney	Stelly
Copelin	Lancaster	Strain
Crane	Landrieu	Theriot
Curtis	LeBlanc	Thomas
Damico	Long	Thompson
Daniel	Marionneaux	Thornhill
Deville	Martiny	Toomy
Dimos	McCallum	Travis
Doerge	McDonald	Triche
Donelon	McMains	Vitter
Dupre	Michot	Walsworth
Durand	Montgomery	Warner
Faucheux	Morrell	Welch
Flavin	Morrish	Wiggins
Forster	Murray	Willard-Lewis
Frith	Odinet	Windhorst
Fruge	Perkins	Winston
Gautreaux	Pierre	Wright
Total—90		

NAYS

Farve	Jetson	Wilkerson
Guillory	McCain	
Holden	Weston	
Total—7		

ABSENT

Mr. Speaker	Diez	Mitchell
Alexander, R.—13th	Fontenot	Smith, J.R.—30th
DeWitt	Kennard	
Total—8		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 668—
BY REPRESENTATIVES BRUNEAU AND WINDHORST
AN ACT

To amend and reenact Code of Criminal Procedure Arts. 330 and 332(B) and (C) and to enact Code of Criminal Procedure Art. 330.1, relative to bail; to provide for denial of bail after contradictory hearing if defendant is a flight risk or poses a danger to others; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 668 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 5, after "poses" and before "danger" delete "a" and insert "an imminent"

AMENDMENT NO. 2

On page 1, line 14, after "unless" and before "after" delete the comma " ," and insert "the person is charged with a crime of violence as defined by law or with production, manufacture, distribution, or dispensing or possession with intent to produce, manufacture, distribute, or dispense a controlled dangerous substance as defined by the Louisiana Controlled Dangerous Substances Law, and"

AMENDMENT NO. 3

On page 1, line 16, after "finds" insert "by clear and convincing evidence"

AMENDMENT NO. 4

On page 1, line 17, after "poses" and before "danger" delete "a" and insert "an imminent"

AMENDMENT NO. 5

On page 2, line 4, change "ten" to "five"

AMENDMENT NO. 6

On page 2, at the end of line 6, delete "the" and at the beginning of line 7, delete "prosecutor" and insert "clear and convincing evidence"

AMENDMENT NO. 7

On page 2, line 8, after "poses" and before "danger" delete "a" and insert "an imminent"

Rep. Bruneau moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Green	Powell
Alexander, A.—93rd	Guillory	Pratt
Ansardi	Hammett	Quezaire
Barton	Heaton	Riddle
Baudoin	Hebert	Romero
Baylor	Hill	Rousselle
Bowler	Hopkins	Salter
Bruce	Hunter	Scalise
Brun	Iles	Schneider
Bruneau	Jenkins	Shaw
Carter	Johns	Smith, J.D.—50th
Chaisson	Kenney	Stelly
Clarkson	Lancaster	Strain
Copelin	Landrieu	Theriot

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Crane
Curtis
Damico
Daniel
Deville
DeWitt
Dimos
Doerge
Donelon
Dupre
Durand
Fauchaux
Flavin
Forster
Frith
Gautreaux
Total—90

LeBlanc
Long
Marionneaux
Martiny
McCallum
McDonald
McMains
Michot
Montgomery
Morrell
Morrish
Murray
Odinet
Perkins
Pierre
Pinac

Thomas
Thompson
Thornhill
Toomy
Travis
Triche
Vitter
Warner
Welch
Weston
Wiggins
Wilkerson
Willard-Lewis
Windhorst
Winston
Wright

NAYS

Farve
Holden
Total—4

Jetson
McCain

ABSENT

Mr. Speaker
Alexander, R.—13th
Diez
Fontenot
Total—11

Fruge
Glover
Hudson
Kennard

Mitchell
Smith, J.R.—30th
Walsworth

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 735 (Duplicate of Senate Bill No. 308)—
BY REPRESENTATIVE FORSTER AND SENATOR HAINKEL AND
COAUTHORED BY REPRESENTATIVE MURRAY
AN ACT

To enact R.S. 14:403.5, relative to the reporting of gunshot wounds; to require medical professionals, medical practitioners, and associated personnel to report the treatment of gunshot wounds; to provide for information to be included in the report; to provide for certain immunity; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Hainkel to Reengrossed House Bill No. 735 by Representative Forster (Duplicate of Senate Bill No. 308)

AMENDMENT NO. 1

On page 1, line 2, between "relative to" and "reporting" delete "the" and insert the following:

"offenses affecting law enforcement; to provide for mandatory"

AMENDMENT NO. 2

On page 1, line 2, delete "to require" and delete lines 3 through 5 in their entirety and insert in lieu thereof the following:

"and to"

AMENDMENT NO. 3

On page 1, line 9, after "wounds;" delete the remainder of the line and insert in lieu thereof the following:

"mandatory reporting"

AMENDMENT NO. 4

On page 1, line 12, between "wounds" and "treated" insert "or injuries"

AMENDMENT NO. 5

On page 1, line 12, after "professionals," delete "medical"

AMENDMENT NO. 6

On page 1, line 14, after "case" delete the remainder of the line and insert in lieu thereof the following:

"of a gunshot wound or injury"

AMENDMENT NO. 7

On page 1, line 15, change "medical practitioner," to "practitioner,"

AMENDMENT NO. 8

On page 2, line 1, between "shall" and "either" delete "within six hours notify" and insert in lieu thereof the following:

"make an oral notification to"

AMENDMENT NO. 9

On page 2, line 4, between "treatment" and the period "." insert the following:

"immediately after complying with all applicable state and federal laws, rules, and regulations related to the treatment of emergencies"

AMENDMENT NO. 10

On page 2, line 5, between "the" and "oral" insert "immediate"

AMENDMENT NO. 11

On page 2, line 6, change "three working days" to "twenty-four hours"

AMENDMENT NO. 12

On page 2, line 8, change "written" to "immediate oral"

AMENDMENT NO. 13

On page 2, line 9, between "known" and the colon ":" insert the following:

"if available"

AMENDMENT NO. 14

On page 2, line 16, after "professional," delete "medical"

AMENDMENT NO. 15

On page 2, delete lines 18 through 21 in their entirety and insert in lieu thereof the following:

"D. Any person who fails to file a report under this Section shall be fined not more than five hundred dollars or imprisoned for not more than six months, or both. Any person who knowingly files a false report under this Section shall be fined not more than five hundred dollars or imprisoned for not more than six months, or both."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 735 by Representative Forster

AMENDMENT NO. 1

In Senate Floor Amendment No. 13 proposed by Senator Hainkel and adopted by the Senate on May 13, 1997, on page 2, line 7, change "if" to "or"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Reengrossed House Bill No. 735 by Representative Forster

AMENDMENT NO. 1

In Senate Floor Amendment No. 9 proposed by Senator Hainkel and adopted by the Senate on May 13, 1997, on line 30, after "emergencies" insert "and before the wounded person is released from the hospital. A written notation of this action shall be made on the emergency record."

AMENDMENT NO. 2

Delete Amendments Nos. 11 through 14 in Senate Floor Amendments proposed by Senator Hainkel and adopted by the Senate on May 13, 1997.

AMENDMENT NO. 3

On page 2, delete lines 5 through 17

Rep. Forster moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Guillory	Pinac
Alexander, A.—93rd	Hammett	Powell
Alexander, R.—13th	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Rousselle
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Brun	Iles	Schneider
Bruneau	Jenkins	Shaw
Carter	Jetson	Smith, J.D.—50th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Copelin	Kenney	Theriot

Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinet	Winston
Gautreaux	Perkins	Wright
Green	Pierre	

Total—98

NAYS

Total—0

ABSENT

Mr. Speaker	Fruge	Smith, J.R.—30th
Diez	Glover	
Fontenot	Mitchell	
Total—7		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 741—
BY REPRESENTATIVE FRITH
AN ACT

To enact R.S. 17:491.2, relative to school bus operators; to require the governing authorities of public elementary or secondary schools to prohibit a school bus operator from driving a school or activity bus or from otherwise transporting students under specified circumstances; to provide for implementation; to provide for effectiveness; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 741 by Representative Frith

AMENDMENT NO. 1

On page 1, line 16, following ".08" and before "or" insert "percent by weight"

Rep. Frith moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pinac
Alario	Gautreaux	Powell
Alexander, A.—93rd	Green	Pratt
Alexander, R.—13th	Guillory	Quezaire

Ansardi	Hammett	Riddle
Barton	Heaton	Romero
Baudoin	Hebert	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Brun	Hunter	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Jenkins	Smith, J.R.—30th
Chaisson	Jetson	Stelly
Clarkson	Johns	Strain
Copelin	Kennard	Theriot
Crane	Kenney	Thomas
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Martiny	Triche
Diez	McCain	Vitter
Dimos	McCallum	Walsworth
Doerge	McDonald	Warner
Donelon	McMains	Welch
Dupre	Michot	Weston
Durand	Montgomery	Wiggins
Farve	Morrell	Wilkerson
Faucheux	Morrish	Willard-Lewis
Flavin	Murray	Windhorst
Fontenot	Odinet	Winston
Forster	Perkins	Wright
Frith	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Glover	Marionneaux
Hill	Mitchell
Total—4	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 747—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 24:53(B) and to repeal R.S. 24:53(C), relative to lobbying; to remove provisions requiring certain statements from the employer or principal of a lobbyist authorizing representation by the lobbyist; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 747 by Representative Lancaster

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 24:" insert "51(5) and"

AMENDMENT NO. 2

On page 1, line 3, after "lobbying;" insert "to provide for the definition of lobbyist;"

AMENDMENT NO. 3

On page 1, line 7, after "R.S. 24:" insert "51(5) and" and after "(B)" change "is" to "are"

AMENDMENT NO. 4

On page 1, between lines 8 and 9, insert the following:

"§51. Definitions

When used in this Part:

* * *

(5)(a) "Lobbyist" means any of the following:

(i) any Any person who is employed or contracted to act in a representative capacity for the purpose of lobbying if lobbying constitutes one of the duties of such employment, or

(ii) any Any person who receives compensation of any kind to act in a representative capacity when one of the functions for which compensation is paid is lobbying and makes expenditures as herein defined of two hundred dollars or more in a calendar year for the purpose of lobbying.

* * *

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 747 by Representative Lancaster

AMENDMENT NO. 1

In Senate Floor Amendment No. 4 proposed by Senator Dardenne and adopted by the Senate on June 18, 1997, between lines 22 and 23, insert the following:

"(iii) Any person who testifies on behalf of a group or organization for or against any bill or measure before committees of the legislature or seeks to influence the passage or failure on a regular basis and who receives no compensation for such activities, shall be considered a lobbyist for the purposes of this Part.

(b) A legislator may request the board to notify any person not registered as a lobbyist, as defined in this Paragraph, that such person is in violation of the provisions of this Part."

Rep. Lancaster moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pierre
Alario	Gautreaux	Pinac
Alexander, A.—93rd	Green	Powell
Alexander, R.—13th	Guillory	Pratt
Ansardi	Hammett	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider

Brun	Hunter	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Jenkins	Smith, J.R.—30th
Chaisson	Jetson	Stelly
Clarkson	Johns	Strain
Copelin	Kennard	Theriot
Crane	Kenney	Thomas
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Vitter
Dimos	McCain	Walsworth
Doerge	McCallum	Warner
Donelon	McDonald	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinot	Wright
Frith	Perkins	

Total—101

NAYS

Total—0

ABSENT

Glover	Mitchell
Heaton	Romero

Total—4

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 785—
BY REPRESENTATIVES HUDSON AND MURRAY
AN ACT

To amend and reenact R.S. 22:657(A), (D), and (F)(2) and to enact R.S. 22:2027(E), relative to health maintenance organizations; to provide for payment of claims within a certain time period; to provide for prospective review; to provide for penalties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 785 by Representative Hudson

AMENDMENT NO. 1

On page 1, after "To" delete the remainder of the line and insert the following:

"enact R.S. 22:657(G),"

AMENDMENT NO. 2

On page 1, line 8, after "Section 1." delete the remainder of the line and insert the following:

"R.S. 22:657(G),"

AMENDMENT NO. 3

On page 1, line 9, delete "reenacted and R.S. 22:" and change "is" to "are"

AMENDMENT NO. 4

On page 1, delete lines 13 through 17 and delete pages 2 through 5

AMENDMENT NO. 5

On page 6, delete lines 1 through 24 and insert the following:

"G. Enrollee claims for reimbursement of covered services arising under the terms of health maintenance organization subscriber agreements shall be paid not more than thirty days from the date upon which written notice and proof of claim, in the form required by the terms of the subscriber agreement, are furnished to the health maintenance organization unless just and reasonable grounds, such as would put a reasonable and prudent businessman on his guard, exist. Failure to comply with the provisions of this Section shall subject the health maintenance organization to a penalty payable to the enrollee of double the amount of the benefits due under the terms of the policy or contract during the period of delay, together with attorney fees to be determined by the court. Any court of competent jurisdiction in the parish where the insured lives or has his domicile, excepting a justice of the peace court, shall have jurisdiction to try such cases.

* * *

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 785 by Representative Hudson

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Insurance to Reengrossed House Bill No. 785 adopted by the Senate on June 5, 1997, on line 2 change "page 1," to "page 1, line 2,"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Reengrossed House Bill No. 785 by Representative Hudson

AMENDMENT NO. 1

On page 1, at the end of line 2, insert "2004.1, and"

AMENDMENT NO. 2

On page 1, line 3, at the beginning of the line delete "22:" and after "(E)," delete the comma "," and insert "and R.S. 40:2207"

AMENDMENT NO. 3

On page 1, line 3, after "organizations;" insert "to require health organizations and preferred provider organizations to provide coverage for the expenses of interpreters for hearing impaired enrollees and covered patients;"

AMENDMENT NO. 4

On page 1, line 9, after "R.S." insert "22:2004.1," and after "(E)" insert "and R.S. 40:2207"

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AMENDMENT NO. 5

On page 6, after line 25, insert the following:

"§2004.1. Hearing impaired interpreter expenses; requirement

As a requirement for authorization to do business in this state pursuant to R.S. 22:2004, all health maintenance organizations shall provide coverage for expenses incurred by any hearing impaired enrollee for services performed by a qualified interpreter/transliterater, other than a family member of the enrollee, when such services are used by the enrollee in connection with medical treatment or diagnostic consultations performed by a health care provider.

* * *

AMENDMENT NO. 6

On page 7, after line 16, insert the following:

"§2207. Hearing impaired interpreter expenses; coverage

R.S. 40:2207 is all proposed new law.

As a requirement for authorization to do business in this state pursuant to R.S. 40:2203, all preferred provider organizations shall provide coverage for expenses incurred by any hearing impaired covered patient for services performed by a qualified interpreter/transliterater, other than a family member of the covered patient, when such services are used by the covered patient in connection with medical treatment or diagnostic consultations performed by a health care provider."

Rep. Hudson moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Alario, Alexander, A.—93rd, etc. and corresponding names like Gautreaux, Green, Guillory, etc.

Table with 3 columns of names: Farve, Fauchoux, Flavin, Fontenot, Forster, Frith, Fruge, Total—99, Michot, Montgomery, Morrell, Morrish, Murray, Odinet, Perkins, Welch, Weston, Wiggins, Wilkerson, Willard-Lewis, Windhorst, Winston

NAYS

Total—0

ABSENT

Table with 3 columns of names: Baudoin, Baylor, Total—6, Glover, Hunter, Mitchell, Wright

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 805— BY REPRESENTATIVE ROUSSELLE AN ACT

To enact R.S. 56:432.1, relative to oyster leases; to provide relative to oyster lease relocation; to provide relief for those leases impacted by coastal restoration activities; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 805 by Representative Rousselle

AMENDMENT NO. 1

On page 1, line 11, after "of" delete the remainder of the line and on line 12, delete "Fisheries" and insert in lieu thereof "Natural Resources"

AMENDMENT NO. 2

On page 1, line 14, after "Subpart." delete the remainder of the line and delete lines 15 through 17 in their entirety and on page 2, delete lines 1 through 3 in their entirety

AMENDMENT NO. 3

On page 2, line 9, change "department" to "Department of Wildlife and Fisheries"

AMENDMENT NO. 4

On page 2, line 9, before "leaseholder" insert "department and the"

AMENDMENT NO. 5

On page 2, line 17, after "area." delete the remainder of the line and delete lines 18 and 19 in their entirety and insert "The"

AMENDMENT NO. 6

On page 2, line 23, change "state of Louisiana." to "Department of Natural Resources."

AMENDMENT NO. 7

On page 3, line 22, change "Wildlife and Fisheries" to "Natural Resources"

AMENDMENT NO. 8

On page 4, at the end of line 2, add the following:

"All costs of exchange, relocation, or purchase as delineated in Subsection B herein shall be considered a part of the cost of the coastal restoration project and shall be funded from that source."

AMENDMENT NO. 9

On page 4, line 3, change "coastal restoration projects" to "relocation or mitigation relief for adversely impacted oyster leaseholders"

AMENDMENT NO. 10

On page 4, line 4, after "government" insert "as a part of a coastal restoration project"

AMENDMENT NO. 11

On page 4, line 6, after "address" insert "such"

AMENDMENT NO. 12

On page 4, line 14, after "state," insert the following:

"or in part by the state and in part by any public or private entities other than the federal government."

AMENDMENT NO. 13

On page 4, line 16, after "purpose," delete the remainder of the line and delete lines 17 through 22 in their entirety

AMENDMENT NO. 14

On page 5, delete lines 6 through 9 in their entirety

Rep. Rousselle moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Powell
Alexander, R.—13th	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot

Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinet	Winston
Fruge	Perkins	Wright

Total—102

NAYS

Total—0

ABSENT

Baudoin	Glover	Mitchell
Total—3		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 814—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact Code of Civil Procedure Art. 1457(B), relative to written interrogatories; to authorize the filing of additional interrogatories only after contradictory hearing; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 814 by Representative Diez

AMENDMENT NO. 1

On page 1, line 14, after "court." and before "Any" insert the following:

"One additional set of interrogatories maybe served without leave of court, however, not to exceed thirty-five in number."

AMENDMENT NO. 2

On page 1, line 15 after "interrogatories" insert "thereafter,"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cox to Engrossed House Bill No. 814 by Representative Diez

AMENDMENT NO. 1

Delete Senate Committee Amendments Nos. 1 and 2 proposed by the Senate Committee on Judiciary A and adopted by the Senate on June 13, 1997.

AMENDMENT NO. 2

On page 1, line 14, delete "any" and insert the following:

"Additional interrogatories, not to exceed thirty-five in number including subparts, shall be allowed upon ex-parte motion of any party. Thereafter, any"

Rep. Diez moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Gautreaux	Pierre
Alexander, A.—93rd	Green	Pinac
Alexander, R.—13th	Guillory	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinot	Wright
Total—102		

NAYS

Vitter
Total—1

ABSENT

Glover Mitchell
Total—2

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 852—

BY REPRESENTATIVE JACK SMITH

A JOINT RESOLUTION

Proposing to amend Article VII, Section 7(B) of the Constitution of Louisiana, relative to the Interim Emergency Board; to allow the board to appropriate funds to avert an impending emergency; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 852 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, line 4, after "impending" insert "flood"

AMENDMENT NO. 2

On page 1, line 16, after "impending" insert "flood"

AMENDMENT NO. 3

On page 2, line 8, after "shall be" delete the remainder of the line and insert "a situation consisting of an anticipated flood emergency which endangers an existing flood protection structure. The appropriation or indebtedness incurred for an impending flood emergency shall not exceed two hundred fifty thousand dollars for any one event or occurrence."

AMENDMENT NO. 4

On page 2, delete lines 18 through 20, and insert "avert an impending flood emergency defined to be an anticipated situation which endangers an existing flood protection structure. Appropriations for such purposes shall not exceed two hundred fifty thousand dollars for any one situation. (Amends Article VII, Section 7(B))"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Engrossed House Bill No. 852 by Representative Jack Smith

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Finance and adopted by the Senate on June 16, 1997, on page 1, line 10, after "occurrence." insert the following:

"For an impending emergency to qualify for funding it must be determined as such by the United States Army Corp of Engineers or the United States Coast Guard. Total funding for such impending emergencies shall not exceed twenty-five percent of the funds annually available to the Interim Emergency Board."

AMENDMENT NO. 2

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Finance and adopted by the Senate on June 16, 1997, on page 1, line 13, after "defined" insert "by the United States Army Corp of Engineers or the United States Coast Guard" and on line 15, after "situation" insert "nor exceed twenty-five percent of the funds annually available to the Interim Emergency Board"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bagneris to Engrossed House Bill No. 852 by Representative Jack Smith

AMENDMENT NO. 1

On page 2, line 8, between "impending" and "emergency" insert "flood"

AMENDMENT NO. 2

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Finance and adopted by the Senate on June 16, 1997 change "a situation consisting of an anticipated flood emergency" to "an anticipated situation"

Rep. Jack Smith moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	Hammett	Pratt
Alexander, R.—13th	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Rousselle
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Brun	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Copelin	Kenney	Theriot
Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCallum	Vitter
Dimos	McDonald	Walsworth
Doerge	McMains	Warner
Donelon	Michot	Welch
Farve	Montgomery	Weston
Fauchoux	Morrell	Wiggins
Flavin	Morrish	Wilkerson
Fontenot	Murray	Willard-Lewis
Forster	Odinet	Windhorst
Frith	Perkins	Winston
Fruge	Pierre	Wright
Total—99		

NAYS

Total—0

ABSENT

Dupre	Gautreaux	McCain
Durand	Glover	Mitchell
Total—6		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 863—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 24:31, 31.1(A) and (C)(1), 502, 503, 504, 506, and 507 and to enact R.S. 24:651(E), relative to the compensation of members of the legislature; to provide for the salary of members of the legislature; to provide for the salaries of certain officers of the legislature; to provide relative to the salaries of certain officers of the Joint Legislative Committee on the Budget; to change the per diem payments to members of the legislature; to change the mileage allowance to members of the legislature; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Hunter, the bill was returned to the calendar subject to call.

HOUSE BILL NO. 872—

BY REPRESENTATIVES DIMOS, ANSARDI, AND MCMAINS

AN ACT

To repeal Civil Code Article 3506(4), (6), (7), (9), (10), (11), (13) through (22), and (24) through (31), relative to the general definitions of "advertisements", "bulk", "certain", "uncertain", "contribution", "discretion", "failure", "fault", "gross fault", "slight fault", "very slight fault", "force", "superior force", "fortuitous event", "inofficious", "judge", "litigious rights", "notification", "notice", "obligee or creditor", "obligor or debtor", "onerous", "posterity", "precarious", "solvency", "sons", "daughters", "such as", "tacit", and "thing adjudged."

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 872 by Representative Dimos, et al.

AMENDMENT NO. 1

On page 1, line 9, following "daughters", and before "such as" insert "successor,"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cox to Engrossed House Bill No. 872 by Representative Dimos, et al.

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact Civil Code Arts. 2315.1(D) and 2315.2(D), to enact Civil Code Arts. 2315.1(A)(4) and (E) and 2315.2(A)(4) and (E), and to"

AMENDMENT NO. 2

On page 1, line 3, after "relative to" insert "civil obligations, to provide for survival and wrongful death actions by grandparents; to provide for certain specific definitions; to provide for"

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AMENDMENT NO. 3

On page 1, between lines 10 and 11 insert the following:

"Section 1. Civil Code Arts. 2315.1(D) and 2315.2(D) are hereby amended and reenacted and Civil Code Arts. 2315.1(A)(4) and (E) and 2315.2(A)(4) and (E) are hereby enacted to read as follows:

Art. 2315.1 Survival action

A. If a person who has been injured by an offense or quasi offense dies, the right to recover all damages for injury to that person, his property or otherwise, caused by the offense or quasi offense, shall survive for a period of one year from the death of the deceased in favor of:

* * *

(4) The surviving grandfather and grandmother of the deceased, or either of them, if he left no spouse, child, parent, or sibling surviving.

* * *

D. As used in this Article, the words "child", "brother", "sister", "father" and "mother", "grandfather", and "grandmother" include a child, brother, sister, father, and mother, grandfather, and grandmother by adoption, respectively.

E. Notwithstanding the provisions of Paragraph A(2), if the deceased is a minor who has been abandoned by his surviving father or mother, or by both father and mother, if both survive him, then the other survivors enumerated in Paragraph A shall be entitled to the right to bring a survival action in lieu of the surviving father or mother.

Art. 2315.2 Wrongful death action

A. If a person dies due to the fault of another, suit may be brought by the following persons to recover damages which they sustained as a result of the death:

* * *

(4) The surviving grandfather and grandmother of the deceased, or either of them, if he left no spouse, child, parent, or sibling surviving.

* * *

D. As used in this Article, the words "child", "brother", "sister", "father" and "mother", "grandfather", and "grandmother" include a child, brother, sister, father, and mother, grandfather, and grandmother by adoption, respectively.

E. Notwithstanding the provisions of Paragraph A(2), if the deceased is a minor who has been abandoned by his surviving father or mother, or by both father and mother, if both survive him, then the other survivors enumerated in Paragraph A shall be entitled to the right to bring a survival action in lieu of the surviving father or mother.

* * *"

AMENDMENT NO. 4

On page 1, line 11, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 1, after line 12, insert the following:

"Section 3. The provisions of Section 1 of this Act shall apply only to a cause or right of action arising on or after its effective date."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cox to Engrossed House Bill No. 872 by Representative Dimos, et al.

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and insert "amend and reenact Civil Code Arts. 2315.1(D) and 2315.2(D), to enact Civil Code Arts. 2315.1(A)(4) and (E) and 2315.2(A)(4) and (E), relative to the civil code, to provide for survival and wrongful death actions by grandparents; to provide for certain specific definitions; to provide for related matters"

AMENDMENT NO. 2

On page 1, delete lines 3 through 9 and insert the following:

"Section 1. Civil Code Arts. 2315.1(D) and 2315.2(D) are hereby amended and reenacted and Civil Code Arts. 2315.1(A)(4) and (E) and 2315.2(A)(4) and (E) are hereby enacted to read as follows:

Art. 2315.1 Survival action

A. If a person who has been injured by an offense or quasi offense dies, the right to recover all damages for injury to that person, his property or otherwise, caused by the offense or quasi offense, shall survive for a period of one year from the death of the deceased in favor of:

* * *

(4) The surviving grandfather and grandmother of the deceased, or either of them, if he left no spouse, child, parent, or sibling surviving.

* * *

D. As used in this Article, the words "child", "brother", "sister", "father" and "mother", "grandfather", and "grandmother" include a child, brother, sister, father, and mother, grandfather, and grandmother by adoption, respectively.

E. Notwithstanding the provisions of Paragraph A(2), if the surviving father and mother, or either of them, abandoned the decedent when the decedent was a minor, then the abandoning parent or parents shall not be entitled to the right to bring a survival action. Instead, the other survivors shall be entitled to bring a survival action pursuant to Paragraph A.

Art. 2315.2 Wrongful death action

A. If a person dies due to the fault of another, suit may be brought by the following persons to recover damages which they sustained as a result of the death:

* * *

(4) The surviving grandfather and grandmother of the deceased, or either of them, if he left no spouse, child, parent, or sibling surviving.

* * *

D. As used in this Article, the words "child", "brother", "sister", "father" and "mother", "grandfather", and "grandmother" include a child, brother, sister, father, and mother, grandfather, and grandmother by adoption, respectively.

E. Notwithstanding the provisions of Paragraph A(2), if the surviving father and mother, or either of them, abandoned the decedent when the decedent was a minor, then the abandoning parent or parents shall not be entitled to the right to bring a survival action. Instead, the other survivors shall be entitled to bring a survival action pursuant to Paragraph A.

* * **

AMENDMENT NO. 3

On page 1, delete lines 11 and 12, insert the following:

"Section 2. The provisions of Section 1 of this Act shall apply only to a cause or right of action arising on or after its effective date."

Rep. Dimos moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	Hammett	Pratt
Alexander, R.—13th	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Rousselle
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Brun	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Copelin	Kenney	Theriot
Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCallum	Vitter
Dimos	McDonald	Walsworth
Doerge	McMains	Warner
Donelon	Michot	Welch
Farve	Montgomery	Weston
Fauchoux	Morrell	Wiggins
Flavin	Morrish	Wilkerson
Fontenot	Murray	Willard-Lewis
Forster	Odinet	Windhorst
Frith	Perkins	Winston
Fruge	Pierre	Wright
Total—99		

NAYS

Total—0

ABSENT

Dupre	Gautreaux	McCain
Durand	Glover	Mitchell
Total—6		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 873—

BY REPRESENTATIVES DOWNER, ALARIO, R. ALEXANDER, BARTON, BRUNEAU, CRANE, DANIEL, DEWITT, DEVILLE, DIMOS, DONELON, DUPRE, FLAVIN, FRITH, HEBERT, JETSON, JOHNS, KENNEY, LANCASTER, LEBLANC, LONG, MCDONALD, MCMAINS, MICHOT, RIDDLE, SCALISE, JOHN SMITH, STELLY, THOMPSON, TRICHE, WIGGINS, CLARKSON, FRUGE, AND WRIGHT AND SENATOR EWING
A JOINT RESOLUTION

Proposing to amend Article VII, Sections 10(B) and (D)(2) and 10.3 of the Constitution of Louisiana, relative to the expenditure of state funds; to provide for allowable uses of nonrecurring revenues; to restructure and rename the "Revenue Stabilization/Mineral Trust Fund" within the state treasury; to establish certain accounts within the fund; to provide for deposit of certain monies into the fund; to provide for allowable uses of monies in the fund; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Re-engrossed House Bill No. 873 by Representative Downer

AMENDMENT NO. 1

On page 1, line 3, after "relative to" delete the remainder of the line and insert the following:

"appropriations; to abolish the Revenue Stabilization/Mineral Trust Fund and establish the Louisiana Stabilization Fund; to provide that the legislature appropriate certain nonrecurring revenue to the Louisiana Stabilization Fund; to provide for credits to and investment of the fund; to provide for instances when the fund may be appropriated; to provide for a maximum fund balance; and to specify an election for submission of the proposition to electors; and provide a ballot proposition."

AMENDMENT NO. 2

On page 1, delete lines 4 through 9

AMENDMENT NO. 3

On page 2, delete lines 20 through 26 and insert the following:

"(2) Except as otherwise provided in this constitution, the appropriation of any money designated in the official forecast as nonrecurring shall be made only as follows:

(a) In accordance with and as limited by the provisions of Article VII, Section 10.3, at a minimum, twenty-five percent shall be appropriated for deposit in the Louisiana Stabilization Fund.

(b) After satisfying the requirements of Subsubparagraph (a) of this Subparagraph, the remainder may be appropriated only for the purpose of retiring or for the following purposes:

(i) Retiring or defeasance of bonds in advance and in addition to the existing amortization requirements of the state.

(ii) Providing for payments against the unfunded accrued liability of the public retirement systems which are in addition to any payments required for the annual amortization of the unfunded accrued liability of the public retirement systems, required by Article X, Section 29(E)(2)(c) of this constitution; however, any such payment to the public retirement systems shall not be used, directly or indirectly, to fund cost-of-living increases for such systems.

* * *

§10.3. Revenue Louisiana Stabilization/Mineral Trust Fund

Section 10.3. (A) There is hereby established in the state treasury a Revenue Louisiana Stabilization/Mineral Trust Fund hereinafter referred to as the fund. Money shall be deposited in the fund as follows:"

AMENDMENT NO. 4

On page 3, delete lines 1 through 24

AMENDMENT NO. 5

On page 4, delete lines 24 through 26, and insert the following:

"(3) All money appropriated in accordance with Article VII, Section 10(D) of this constitution shall be deposited in the fund.

(B) Money in the fund shall be invested as provided by law. Earnings realized in each fiscal year on the investment of monies in the fund shall be deposited to the credit of the fund. The money in the fund shall not be available for appropriation except under the following conditions:

(1) If the official forecast of recurring money for a the next fiscal year is less than revenues received by the state in the preceding the official forecast of recurring money for the current fiscal year, the difference, not to exceed one-third of the fund, may be incorporated into the next year's official forecast only after the consent of two-thirds of the elected members of each house of the legislature. If the legislature is not in session, the two-thirds requirement may be satisfied upon obtaining the written consent of two-thirds of the elected members of each house of the legislature in a manner provided by law. The amount of the fund so incorporated may be appropriated for any purpose.

(2) If a deficit for the current fiscal year is projected due to a decrease in the official forecast of recurring money, an amount equal to one-third of the fund not to exceed the projected deficit may be appropriated after the consent of two-thirds of the elected members of each house of the legislature. Between sessions of the legislature the appropriation may be made only after the written consent of two-thirds of the elected members of each house of the legislature.

(3) In no event shall the amount included in the official forecast for the next fiscal year plus the amount appropriated in the current fiscal year exceed one-third of the fund balance at the beginning of the current fiscal year.

(4) The legislature may annually appropriate earnings realized on investment of monies in the fund but only for the following purposes: first, to provide for the annual amortization of the

unfunded accrued liability of the public retirement systems, required by Article X, Section 29 of this constitution and for such further payments against the unfunded accrued liability as the legislature may provide; second, to provide for the retirement in advance of maturity through redemption, purchase, or repayment of state debt; and third, after satisfying the above requirements, as provided by law.

(C) The base may be increased every ten years beginning in the year 2000 by a law enacted by two-thirds of the elected members of each house of the legislature. Any such increase shall not exceed fifty percent in the aggregate of the increase in the consumer price index for the immediately preceding ten years. No appropriation to the fund shall be made if such appropriation would cause the fund balance to exceed four percent of total state revenue receipts for the previous fiscal year."

AMENDMENT NO. 6

Delete pages 5 through 7

AMENDMENT NO. 7

On page 8, delete lines 1 through 16

AMENDMENT NO. 8

On page 8, delete lines 24 through 26, and insert the following:

"To abolish the Revenue Stabilization/Mineral Trust Fund and to establish in its stead the Louisiana Stabilization Fund. At least 25% of nonrecurring revenue, as available, is to be deposited into the fund annually. With a 2/3rd's vote of each house of the legislature, up to 1/3rd of the fund can be appropriated but only if there is a projected deficit in the budget or the state's revenues are projected to drop for the ensuing fiscal year. The fund is capped at 4% of the previous year's total state revenue. Also authorizes nonrecurring money to be used for payments in addition to the annual amortization requirements for the unfunded accrued liability of the public retirement systems. (Amends Article VII, Sections 10(B) and (D)(2) and 10.3)"

AMENDMENT NO. 9

On page 9, delete lines 1 through 17

Rep. LeBlanc moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	Hammett	Pratt
Alexander, R.—13th	Hebert	Quezaire
Ansardi	Hill	Riddle
Barton	Holden	Romero
Baudoin	Hopkins	Rousselle
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Brun	Jenkins	Shaw
Bruneau	Jetson	Smith, J.D.—50th
Carter	Johns	Smith, J.R.—30th
Chaisson	Kennard	Stelly
Copelin	Kenney	Strain

Crane	Lancaster	Theriot
Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Dimos	McCallum	Vitter
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Durand	Michot	Welch
Farve	Montgomery	Weston
Faucheux	Morrell	Wiggins
Flavin	Morrish	Wilkerson
Fontenot	Murray	Willard-Lewis
Forster	Odinet	Windhorst
Frith	Perkins	Winston
Fruge	Pierre	Wright
Total—99		

NAYS

Total—0

ABSENT

Clarkson	Gautreaux	Heaton
Dupre	Glover	Mitchell
Total—6		

The amendments proposed by the Senate, not having received a two-thirds vote of the elected members, were rejected.

HOUSE BILL NO. 886—
BY REPRESENTATIVES MARIONNEAUX AND BRUCE
AN ACT

To enact R.S. 14:34.5, relative to the crime of battery; to create the crime of aggravated second degree battery; to provide penalties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fields to Engrossed House Bill No. 886 by Representative Marionneaux

AMENDMENT NO. 1

On page 1, line 2, after the first word "To" insert "amend and reenact R.S. 14:40.1(B) and to" and after "relative to" delete "the crime of battery" and insert "crimes"

AMENDMENT NO. 2

On page 1, line 3, after "battery;" and before "to" insert "to increase penalties for terrorizing;"

AMENDMENT NO. 3

On page 1, after line 18, insert the following:

"Section 2. R.S. 14:40.1(B) is hereby amended and reenacted to read as follows:

§40.1. Terrorizing

* * *

B. Whoever commits the offense of terrorizing shall be fined not more than ~~five~~ fifteen thousand dollars or imprisoned with or without hard labor for not more than ~~five~~ fifteen years, or both.

Section 3. 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 in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

Rep. Marionneaux moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	Hammett	Pratt
Alexander, R.—13th	Heaton	Riddle
Ansardi	Hebert	Romero
Barton	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Brun	Hudson	Schneider
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinet	Winston
Fruge	Perkins	Wright
Gautreaux	Pierre	
Total—98		

NAYS

Jetson
Total—1

ABSENT

Baudoin	Clarkson	Mitchell
Bruce	Glover	Quezaire
Total—6		

The amendments proposed by the Senate were concurred in by the House.

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HOUSE BILL NO. 908—
BY REPRESENTATIVE BRUCE
AN ACT

To amend and reenact Code of Criminal Procedure Art. 881(B) and to enact Code of Criminal Procedure Arts. 822 and 881(C), relative to post-conviction motions and sentencing of criminal defendants; to provide that the district attorney shall be notified of such motions; to provide that such motions shall be tried contradictorily; to provide for commencement of execution of consecutive sentences; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 908 by Representative Bruce

AMENDMENT NO. 1

On page 2, line 1, after "district attorney" and before the period "." insert "unless the district attorney waives such contradictory hearing"

AMENDMENT NO. 2

On page 2, line 4, after "of sentence," and before "motions" insert "and"

AMENDMENT NO. 3

On page 2, line 5, after "probation" delete the comma "," and insert a period "." and delete the remainder of the line and on line 6, delete "Articles 893 and 894."

AMENDMENT NO. 4

On page 2, line 22, after "district attorney" and before the period "." insert ", unless the district attorney waives such contradictory hearing"

AMENDMENT NO. 5

On page 2, line 24, after "sentence," and before "motions" insert "and"

AMENDMENT NO. 6

On page 2, at the end of line 25, delete the comma "," and insert a period "."

AMENDMENT NO. 7

On page 2, delete line 26, and insert "If"

Rep. Bruce moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gautreaux Pinac
Alario Glover Powell
Alexander, A.—93rd Green Pratt

Alexander, R.—13th Guillory
Ansardi Hammett
Barton Heaton
Baylor Hebert
Bowler Holden
Bruce Hopkins
Brun Hudson
Bruneau Hunter
Carter Iles
Chaisson Jenkins
Clarkson Jetson
Copelin Johns
Crane Kennard
Curtis Kenney
Damico Lancaster
Daniel Landrieu
Deville LeBlanc
DeWitt Long
Diez Marionneaux
Dimos Martiny
Doerge McCain
Donelon McCallum
Dupre McDonald
Durand McMains
Farve Michot
Faucheux Montgomery
Flavin Morrell
Fontenot Morrish
Forster Murray
Frith Odinet
Fruge Pierre

Total—101

NAYS

Total—0

ABSENT

Baudoin Mitchell
Hill Perkins

Total—4

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 910—
BY REPRESENTATIVE CHAISSON
AN ACT

To enact R.S. 13:2582(F), 2583(E), and 2614, relative to justice of the peace courts; to provide for the territorial jurisdiction of justice of the peace courts in St. Charles Parish; to provide for the election of justices and constables; to provide for terms of office; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Engrossed House Bill No. 910 by Representative Chaisson

AMENDMENT NO. 1

On page 3, line 3, after "1-5," delete "7-4,"

AMENDMENT NO. 2

On page 3, line 8, after "3-1," delete "3-1A,"

AMENDMENT NO. 3

On page 3, line 12, after "4-4," delete "7-1,"

Rep. Chaisson moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Gautreaux	Pierre
Alexander, A.—93rd	Green	Powell
Alexander, R.—13th	Guillory	Pratt
Ansardi	Hammett	Quezairé
Barton	Heaton	Riddle
Baylor	Hebert	Romero
Bowler	Holden	Rousselle
Brun	Hopkins	Salter
Bruneau	Hudson	Scalise
Carter	Hunter	Schneider
Chaisson	Iles	Smith, J.D.—50th
Clarkson	Jenkins	Stelly
Copelin	Jetson	Theriot
Crane	Kennard	Thomas
Curtis	Kenney	Thompson
Damico	Lancaster	Thornhill
Daniel	Landrieu	Toomy
Deville	LeBlanc	Travis
DeWitt	Long	Triche
Diez	Martiny	Vitter
Dimos	McCain	Walsworth
Doerge	McCallum	Warner
Donelon	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright

Total—93

NAYS

Total—0

ABSENT

Baudoin	Hill	Pinac
Bruce	Johns	Shaw
Dupre	Marionneaux	Smith, J.R.—30th
Glover	Mitchell	Strain

Total—12

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 928—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact Code of Criminal Procedure Art. 900(D), relative to hearings on the revocation of probation; to provide requirements for those hearings; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 928 by Representative Faucheux

AMENDMENT NO. 1

On page 1, delete lines 11 through 15

AMENDMENT NO. 2

On page 1, line 16, delete "The"

Rep. Faucheux moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Perkins
Alario	Green	Pierre
Alexander, A.—93rd	Guillory	Pinac
Alexander, R.—13th	Hammett	Powell
Ansardi	Heaton	Pratt
Barton	Hebert	Quezairé
Baylor	Hill	Riddle
Bowler	Holden	Romero
Bruce	Hopkins	Rousselle
Brun	Hudson	Salter
Bruneau	Hunter	Scalise
Carter	Iles	Schneider
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Theriot
Curtis	Kenney	Thomas
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Durand	McDonald	Welch
Farve	McMains	Weston
Faucheux	Michot	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wright

Total—99

NAYS

Total—0

ABSENT

Baudoin	Gautreaux	Shaw
Dupre	Mitchell	Strain

Total—6

The amendments proposed by the Senate were concurred in by the House.

Speaker Pro Tempore Bruneau in the Chair

HOUSE BILL NO. 932—

BY REPRESENTATIVE GREEN

AN ACT

To amend and reenact R.S. 22:2021, relative to health maintenance organizations (HMOs); to require HMOs to approve or disapprove a request for certain medical testing or treatment within forty-eight hours of receipt of the request; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 932 by Representative Green

AMENDMENT NO. 1

On page 2, at the beginning of line 14, delete "a requested" and insert "an"

AMENDMENT NO. 2

On page 2, at the beginning of line 15, before "from" insert "requested"

AMENDMENT NO. 3

On page 2, at the end of line 15, delete "provider." and insert "provider that is of an emergent or urgent need."

AMENDMENT NO. 4

On page 2, delete lines 18 and 19 and insert the following:

"an authorization for medical diagnostic testing or treatment requested from a health care provider that is elective."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bajoie to Reengrossed House Bill No. 932 by Representative Green

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 3 proposed by the Senate Committee on Insurance and adopted by the Senate on May 29, 1997.

AMENDMENT NO. 2

On page 2, at the end of line 15, delete "provider." and insert in lieu thereof "provider that is of an urgent need."

AMENDMENT NO. 3

On page 3, between lines 3 and 4, insert the following:

"(4) For purposes of this Subsection, "managed care plan" or "plan" shall mean a plan operated by a managed care entity which provides for the financing and delivery of health care and treatment services to individuals enrolled in the plan by its own employed

health care providers or by contracting with selected specific providers that conform to explicit selection standards, or both. A "managed care plan" shall also mean a formal organizational structure for continual quality assurance, a certified utilization review program, dispute resolution, or financial incentives for individual enrollees to use the participating providers and procedures of the plan."

AMENDMENT NO. 4

On page 3, line 4, delete "(4)" and insert in lieu thereof "(5)"

AMENDMENT NO. 5

On page 3, line 5, after "entity" insert "pursuant to Paragraphs B(1) and (2)"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Reengrossed House Bill No. 932 by Representative Green

AMENDMENT NO. 1

On page 1, line 2, after "22:2021" add "and to enact R.S. 22:2004.1 and 2207"

AMENDMENT NO. 2

On page 1, line 5, after the semicolon ";" add "to require health maintenance organizations and preferred provider organizations to provide coverage for the expenses of interpreters for hearing-impaired enrollees and covered patients;"

AMENDMENT NO. 3

On page 1, line 7, after "reenacted" add "and R.S. 22:2004.1 and 2207 are hereby enacted"

AMENDMENT NO. 4

On page 1, between lines 8 and 9 add the following:

"§2004.1. Hearing-impaired interpreter expenses; requirement

As a requirement for authorization to do business in this state pursuant to R.S. 22:2004, all health maintenance organizations shall provide coverage for expenses incurred by any hearing-impaired enrollee for services performed by a qualified interpreter/transliterater, other than a family member of the enrollee, when such services are used by the enrollee in connection with medical treatment or diagnostic consultations performed by a health care provider.

* * *

AMENDMENT NO. 5

On page 3, after line 6, insert the following:

** * *

§2207. Hearing impaired interpreter expenses; coverage

As a requirement for authorization to do business in this state pursuant to R.S. 40:2203, all preferred provider organizations shall provide coverage for expenses incurred by any hearing impaired covered patient for services performed by a qualified interpreter/transliterater, other than a family member of the covered patient, when such services are used by the covered patient in

connection with medical treatment or diagnostic consultations performed by a health care provider."

Rep. Green moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Powell
Alexander, R.—13th	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Strain
Crane	Kenney	Theriot
Curtis	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinet	Winston
Fruge	Perkins	Wright
Total—102		

NAYS

Total—0

ABSENT

Dupre	Gautreux	Mitchell
Total—3		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 935—

BY REPRESENTATIVE JOHNS

AN ACT

To enact R.S. 22:229.2, relative to health insurance; to prohibit discrimination against recovered or rehabilitated alcoholics; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 935 by Representative Johns

AMENDMENT NO. 1

On page 1, line 17, after "alcoholism" insert the following:

"The provisions of this Section shall not apply to individually underwritten, guaranteed renewable or renewable limited benefit supplemental health insurance policies authorized to be issued in this state or to medical benefit plans that are established under and regulated by the Employment Retirement Income Security Act of 1974."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cox to Reengrossed House Bill No. 935 by Representative Johns

AMENDMENT NO. 1

On page 1, line 2, after "229.2" insert "and 229.3"

AMENDMENT NO. 2

On page 1, line 3, after "alcoholics;" insert the following:

"to require that an impact report be prepared by the legislative auditor and be attached to proposed legislation which provides for certain mandated health insurance coverage prior to any committee hearing on the legislation;"

AMENDMENT NO. 3

On page 1, line 6, after "229.2" delete "is" and insert in lieu thereof "and 229.3 are"

AMENDMENT NO. 4

On page 1, after line 17, insert the following:

"§523. Mandated health insurance benefits; impact reports

A. Every bill, joint resolution, or simple or concurrent resolution proposing any mandated health insurance coverage for health services, diseases, disabilities, or for certain providers of health care services, including but not limited to the State Employees' Group Benefits Program, shall have attached to it at the time of its consideration by any committee of either house of the legislature an impact report that assesses the social and financial effects of the proposed mandated coverage. For the purposes of this Section, mandated health insurance coverage shall include but not be limited to any legislative proposal which either mandates the inclusion of certain benefits, coverage, or reimbursement for covered health care services in accident and health insurance policies or provides for the mandatory offering of such benefits, coverage, or reimbursements in accident and health insurance policies. This report shall be attached to the original of each proposed bill or resolution which is reported favorably by any committee of either house of the legislature, but shall be separate therefrom, shall be clearly designated as an impact report, and shall not constitute a part of the law or other provisions or expression of legislative intent proposed by the bill or resolution.

B. The report required in Subsection A of this Section shall include, at the minimum and to the extent that information is available, the following:

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(1) The extent to which such insurance coverage is already generally available.

(2) If coverage is not generally available, the extent to which the lack of coverage results in persons being unable to obtain the necessary health care treatment.

(3) If the coverage is not generally available, the extent to which the lack of coverage results in an unreasonable financial hardship on the persons needing treatment.

(4) The impact of indirect costs which are costs other than premiums and administrative costs on the question of the costs and benefits of coverage.

(5) The financial impact, including:

(a) The extent to which insurance coverage of the kind proposed would increase the cost of the treatment or service.

(b) The extent to which insurance coverage of health care service or provider can be reasonably expected to increase or decrease the insurance premium and administrative expenses of policyholders.

(c) The impact of this coverage on the total cost of health care.

(6) The effects of balancing the social and economic considerations, including:

(a) The extent to which the need for coverage outweighs the cost of mandating the benefit for all insured.

(b) The extent to which the problem of coverage may be solved by mandating the availability of the coverage as an option for the insured.

C.(1) The author of each bill or resolution shall present a copy of the bill or resolution, with his request for an impact report, to the legislative auditor who shall have the duty to prepare the report as promptly as possible. Impact reports shall be prepared in the order of receipt of request for such reports.

(2) Preparing any report required by this Section shall not be the basis for any increase in money appropriated or staff employed by the legislative auditor.

D. The subject matter of bills or resolutions submitted to the legislative auditor for preparation of the required information for said impact report shall be kept in strict confidence, and no information relating thereto or relating to the fiscal or actuarial effect of any such measure shall be divulged by the legislative auditor or any of his employees prior to its consideration by any committee of either house of the legislature, except to the author or authors of the bill or resolution listed thereon at the time of receipt by the legislative auditor. Copies of the report may be furnished to the staff and to the chairman of the insurance committee of the house of origin of the bill or resolution, all of whom shall be subject to the provisions of this Subsection."

Rep. Johns moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	Hammett	Pratt
Alexander, R.—13th	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Rousselle
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Brun	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Copelin	Kenney	Theriot
Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Vitter
Dimos	McCallum	Walsworth
Doerge	McDonald	Warner
Donelon	McMains	Welch
Durand	Michot	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinet	Winston
Frith	Perkins	Wright
Fruge	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Dupre	Glover
Gautreaux	Mitchell
Total—4	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 952—
BY REPRESENTATIVE THOMAS
AN ACT

To amend and reenact R.S. 11:3049 and to enact R.S. 11:3039.1, relative to the City of Bogalusa Employees' Retirement System; to provide with respect to the creation of a Deferred Retirement Option Plan; to provide with respect to the management and investment of the retirement system funds; to provide with respect to the deposit and distribution of such funds thereof; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 952 by Representative Thomas

AMENDMENT NO. 1

On page 6, line 2, following "R.S. 11:3407" and before "and" delete "(D)"

Rep. Thomas moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander, A.—93rd	Hammett	Pratt
Alexander, R.—13th	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Rousselle
Baylor	Hopkins	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Brun	Jenkins	Shaw
Bruneau	Jetson	Smith, J.D.—50th
Carter	Johns	Smith, J.R.—30th
Chaisson	Kennard	Stelly
Copelin	Kenney	Theriot
Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Vitter
Dimos	McCallum	Walsworth
Doerge	McDonald	Warner
Donelon	McMains	Welch
Durand	Michot	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinot	Winston
Frige	Perkins	Wright
Total—96		

NAYS

Total—0

ABSENT

Clarkson	Gautreaux	Mitchell
Dupre	Glover	Powell
Frith	Hudson	Strain
Total—9		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1013—
BY REPRESENTATIVE WINSTON
AN ACT

To repeal R.S. 33:1967.3 and 1972(E), relative to certain fire protection districts in St. Tammany Parish; to repeal provisions relative to operation of firefighting equipment and the supervision and structure of such departments.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed House Bill No. 1013 by Representative Winston

AMENDMENT NO. 1

On page 1, line 10, change "33:1967.3" to "33:1967.3(C)"

AMENDMENT NO. 2

On page 1, between lines 11 and 12, insert the following:

"Section 2. R.S. 33:1967.3(A) and (B) are hereby repealed in its entirety. This Section of this Act shall become effective June 1, 2000."

AMENDMENT NO. 3

On page 1, at the beginning of line 12, change "Section 2." to "Section 3."

Rep. Winston moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander, A.—93rd	Heaton	Quezaire
Alexander, R.—13th	Hebert	Riddle
Ansardi	Hill	Romero
Barton	Holden	Rousselle
Baudoin	Hopkins	Salter
Baylor	Hudson	Scalise
Bowler	Hunter	Schneider
Bruce	Iles	Shaw
Brun	Jenkins	Smith, J.D.—50th
Bruneau	Jetson	Smith, J.R.—30th
Carter	Johns	Stelly
Chaisson	Kennard	Strain
Clarkson	Kenney	Theriot
Copelin	Lancaster	Thomas
Crane	Landrieu	Thompson
Curtis	LeBlanc	Thornhill
Damico	Long	Toomy
Daniel	Marionneaux	Travis
Deville	Martiny	Triche
DeWitt	McCain	Vitter
Diez	McCallum	Walsworth
Dimos	McDonald	Warner
Doerge	McMains	Welch
Donelon	Michot	Weston
Durand	Montgomery	Wiggins
Farve	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinot	Winston
Frith	Perkins	Wright
Frige	Pierre	
Green	Pinac	
Total—100		

NAYS

Total—0

ABSENT

Dupre	Gautreaux	Mitchell
Faucheux	Glover	
Total—5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1088—

BY REPRESENTATIVE WIGGINS
AN ACT

To amend and reenact R.S. 9:2799.5(A), (B), and (D), relative to offenses and quasi offenses; to limit liability of health care providers, who gratuitously render services in or for community health care clinics, if prior notice of the limitation of liability is given to the person receiving services; to delete obsolete reference to certain health care providers; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 1088 by Representative Wiggins

AMENDMENT NO. 1

On page 1, line 2, delete "(A), (B), and (D)"

AMENDMENT NO. 2

On page 1, line 6, after "services;" and before "to delete" insert "to limit liability of community pharmacies which gratuitously render medication;"

AMENDMENT NO. 3

On page 1, line 9, delete "(A), (B), and (D) are" and insert in lieu thereof "is"

AMENDMENT NO. 4

On page 1, line 12, after "clinics;" and before "legislative" insert "community pharmacies;"

AMENDMENT NO. 5

On page 1, line 16, after "care" and before "is" insert "and medication"

AMENDMENT NO. 6

On page 2, line 1, delete "provides" and insert in lieu thereof "and the availability of free medication provide"

AMENDMENT NO. 7

On page 2, line 2, after "services" and before "which" insert "and pharmaceuticals"

AMENDMENT NO. 8

On page 3, delete line 13 in its entirety and insert in lieu thereof the following:

"C.(1) No pharmacist who gratuitously renders services in a community pharmacy shall be liable for any civil damages as a result of any act or omission in preparing, bottling, or supplying such pharmaceutical products, unless the damages were caused by the gross negligence or willful or wanton misconduct of the pharmacist.

(2) The provisions of this Subsection shall be applicable only if the community pharmacy posts, in a convenient and conspicuous place where persons entering the pharmacy will see it, a notice reading substantially as follows: "NOTICE - If you are harmed by medication which you receive here, you do not have the same legal recourse as you would have against other pharmacies." The notice shall be printed in type size sufficient to be easily read by persons upon entering the facility. Failure to keep such notice posted as provided negates the limitation of liability provided by this Subsection.

D. For purposes of this Section:

(1) "Community health care clinic" means a nonprofit organization qualified or eligible for qualification as a tax-exempt organization under 26 U.S.C. 501, which operates a medical clinic solely for educational or charitable purposes, whose principal function is to supply facilities, volunteer staff, and other support for the rendering of gratuitous medical or dental treatment.

(2) "Community pharmacy" means a nonprofit organization qualified or eligible for qualification as a tax-exempt organization under 26 U.S.C. 501, which operates a pharmacy solely for charitable purposes, whose principal function is to supply gratuitous pharmaceuticals.

(3) "Health care provider" means a clinic, person, corporation, facility, or institution which provides health care or professional services by a physician, clinic, dentist, registered or licensed practical nurse, pharmacist, optometrist, podiatrist, chiropractor, physical therapist, psychologist, or psychiatrist, and any officer, employee, or agent thereof acting in the course and scope of his employment.

(4) "Pharmacist" means a pharmacy, person, corporation, facility, or institution which supplies pharmaceuticals prepared or bottled, or both, by the pharmacists, and otherwise handled by any officer, employee, or agent thereof acting in the course and scope of his service or employment."

AMENDMENT NO. 9

On page 3, at the beginning of line 14, change "D." to "E."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1088 by Representative Wiggins

AMENDMENT NO. 1

On page 3, line 3, following "(a)" and before ", but" change "hereof" to "of this Section"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jordan to Reengrossed House Bill No. 1088 by Representative Wiggins

AMENDMENT NO. 1

On page 2, line 6, after "care clinic" delete the remainder of the line and delete line 7 in its entirety and on line 8, delete "care clinic"

AMENDMENT NO. 2

On page 2, line 16, after "care clinic" delete "or health care provider" and on line 18 delete "(a)"

AMENDMENT NO. 3

On page 3, delete lines 1 through 12 in their entirety

Rep. Wiggins moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Forster	Pinac
Alario	Frith	Powell
Alexander, A.—93rd	Frue	Pratt
Alexander, R.—13th	Green	Quezaire
Ansardi	Guillory	Romero
Barton	Hammett	Rousselle
Baudoin	Heaton	Salter
Baylor	Hill	Scalise
Bowler	Hopkins	Schneider
Bruce	Hudson	Shaw
Brun	Iles	Smith, J.D.—50th
Bruneau	Jenkins	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Copelin	Kenney	Theriot
Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCallum	Vitter
Dimos	McDonald	Walsworth
Doerge	McMains	Warner
Donelon	Michot	Welch
Dupre	Montgomery	Weston
Durand	Morrell	Wiggins
Farve	Morrish	Willard-Lewis
Faucheux	Odinet	Windhorst
Flavin	Perkins	Winston
Fontenot	Pierre	Wright
Total—93		

NAYS

Holden	Jetson	Murray
Hunter	McCain	
Total—5		

ABSENT

Carter	Hebert	Wilkerson
Gautreaux	Mitchell	
Glover	Riddle	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1096—

BY REPRESENTATIVES JETSON AND WELCH
AN ACT

To enact R.S. 17:416(G), relative to pupil discipline; to prohibit the taking of any disciplinary action against a pupil by the governing authority of a public elementary or secondary school or by any public elementary or secondary school administrator, teacher, or other school employee for the use of force upon another person under specified circumstances involving self-defense of the pupil or the pupil's property; to provide for application; to provide for effectiveness; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fields to Reengrossed House Bill No. 1096 by Representative Jetson

AMENDMENT NO. 1

On page 2, line 4, after "offense" delete the remainder of the line and on line 5, delete "pupil's lawful possession;"

AMENDMENT NO. 2

On page 2, line 8, after "himself" delete the remainder of the line and delete lines 9 through 12 in their entirety and insert a period "."

Rep. Jetson moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	Hammett	Pratt
Alexander, R.—13th	Heaton	Quezaire
Ansardi	Hill	Riddle
Barton	Hopkins	Romero
Baudoin	Hudson	Rousselle
Baylor	Hunter	Salter
Bowler	Iles	Scalise
Bruce	Jenkins	Schneider
Brun	Jetson	Shaw
Bruneau	Johns	Smith, J.D.—50th
Chaisson	Kennard	Smith, J.R.—30th
Clarkson	Kenney	Stelly
Copelin	Lancaster	Theriot
Crane	Landrieu	Thomas
Curtis	LeBlanc	Thompson
Damico	Long	Thornhill
Daniel	Marionneaux	Toomy
Deville	Martiny	Travis
DeWitt	McCain	Triche
Diez	McCallum	Vitter
Dimos	McDonald	Walsworth
Doerge	McMains	Warner
Donelon	Michot	Welch
Durand	Montgomery	Weston
Farve	Morrell	Wilkerson

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Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinot	Winston
Frith	Perkins	Wright
Fruge	Pierre	
Total—95		

NAYS

Total—0

ABSENT

Carter	Glover	Strain
Dupre	Hebert	Wiggins
Faucheux	Holden	
Gautreaux	Mitchell	
Total—10		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1108—

BY REPRESENTATIVES R. ALEXANDER, DEWITT, AND GAUTREUX
AN ACT

To enact Part XIII of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2199, relative to the Department of Health and Hospitals; to establish as a misdemeanor the opening or operation of certain health care facilities without a license; to provide for fines upon conviction; to provide for civil liability when the violation poses a threat to the health, safety, rights, or welfare of a resident or client of a health care facility; to provide for the adoption of rules and regulations which define specific classifications of violations, articulate factors in assessing fines, and which explain the treatment of continuing and repeat deficiencies; to provide for a schedule of violations and related fines; to limit the amount of aggregate fines which may be assessed for violations determined in a month; to provide for the adoption of rules and regulations which provide for notice to health care facilities of any violation, for an informal reconsideration process, and for an appeal procedure including judicial review; to limit appeals to suspensive appeals; to require the health care facility to furnish a bond with an appeal; to provide with respect to the bond including the minimum amount of such bond and the provisions of such bond; to authorize the department to institute civil actions to collect fines; to require civil fines collected to be deposited into the state treasury in the Health Care Facility Fund and to provide for the fund; to provide for purposes for which the fund may be used; to authorize the secretary to promulgate rules and regulations to provide for administration of the fund; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 1108 by Representative Rodney Alexander, et al.

AMENDMENT NO. 1

On page 1, line 5, after "license" insert "or registration"

AMENDMENT NO. 2

On page 2, line 1, after "appeals;" insert "to grant the facility a right to a devolutive appeal;"

AMENDMENT NO. 3

On page 2, at the end of line 25, insert "or registration"

AMENDMENT NO. 4

On page 4, at the end of line 22, insert the following:

"The facility shall have the right to a devolutive appeal."

AMENDMENT NO. 5

On page 5, line 8, after "fines" insert "or interest"

AMENDMENT NO. 6

On page 5, line 9, after "fines" insert "or interest"

Rep. Rodney Alexander moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander, A.—93rd	Hammett	Quezaire
Alexander, R.—13th	Heaton	Riddle
Ansardi	Hebert	Romero
Baudoin	Hill	Rousselle
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Brun	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Johns	Smith, J.R.—30th
Chaisson	Kennard	Stelly
Clarkson	Kenney	Strain
Copelin	Lancaster	Theriot
Crane	Landrieu	Thomas
Curtis	LeBlanc	Thompson
Damico	Long	Thornhill
Daniel	Marionneau	Toomy
Deville	Martiny	Travis
DeWitt	McCain	Triche
Diez	McCallum	Vitter
Dimos	McDonald	Walsworth
Doerge	McMains	Warner
Durand	Michot	Welch
Farve	Morrell	Weston
Faucheux	Morrish	Wiggins
Flavin	Murray	Wilkerson
Fontenot	Odinot	Willard-Lewis
Forster	Perkins	Windhorst
Frith	Pierre	Winston
Fruge	Pinac	Wright
Total—96		

NAYS

Total—0

ABSENT

Barton	Gautreaux	Jetson
Donelon	Glover	Mitchell
Dupre	Holden	Montgomery
Total—9		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 1133—
BY REPRESENTATIVES BRUN AND DUPRE
AN ACT

To amend and reenact and as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(25) of the Constitution of 1921, continued as statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2495, and to repeal R.S. 33:2495.1, relative to municipal fire and police civil service; to require completion of certain formal training prior to commencement of working test periods for entry level positions in the classified service; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1133 by Representative Brun

AMENDMENT NO. 1

On page 3, line 17, following "period" and before "the" change "whom" to "who"

Rep. Brun moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander, A.—93rd	Hammett	Quezaire
Alexander, R.—13th	Heaton	Riddle
Ansardi	Hebert	Romero
Barton	Hill	Rousselle
Baudoin	Hopkins	Salter
Baylor	Hudson	Scalise
Bowler	Hunter	Schneider
Bruce	Iles	Smith, J.D.—50th
Brun	Jenkins	Smith, J.R.—30th
Bruneau	Johns	Stelly
Carter	Kennard	Strain
Chaisson	Kenney	Theriot
Clarkson	Lancaster	Thomas
Copelin	Landrieu	Thompson
Crane	LeBlanc	Thornhill
Curtis	Long	Toomy
Damico	Marionneaux	Travis
Daniel	Martiny	Triche
Deville	McCain	Vitter
DeWitt	McCallum	Walsworth
Diez	McDonald	Warner
Dimos	McMains	Welch
Doerge	Michot	Weston
Donelon	Montgomery	Wiggins
Durand	Morrell	Wilkerson
Farve	Murray	Willard-Lewis

Flavin
Fontenot
Forster
Fruge
Total—95

Odinet
Perkins
Pierre
Pinac

Windhorst
Winston
Wright

NAYS

Total—0

ABSENT

Dupre
Faucheux
Frith
Gautreaux
Total—10

Glover
Holden
Jetson
Mitchell

Morrish
Shaw

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1180—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 11:2178(I)(2) and (M)(7), (8), and (9) and to repeal R.S. 11:2178(M)(13) and (14), relative to the Sheriffs' Pension and Relief Fund; to provide with respect to the Deferred Retirement Option Plan; to provide for interest payable on deposits in the plan after termination of employment; to remove the penalty for reemployment after withdrawal of funds from the plan; to repeal certain distribution and assignability options in the plan; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jones to Engrossed House Bill No. 1180 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2, after "(9)" insert:

", to enact R.S. 11:783(J),"

AMENDMENT NO. 2

On page 1, line 4, after "Fund" insert "and the Teachers' Retirement System of Louisiana"

AMENDMENT NO. 3

On page 1, line 8, after "plan;" insert:

"to provide for designation of beneficiary by a participant in the Deferred Retirement Option Plan;"

AMENDMENT NO. 4

On page 1, line 14, after "reenacted" insert:

"and R.S. 11:783(J) is hereby enacted"

AMENDMENT NO. 5

On page 1, between lines 14 and 15, insert:

"§783. Selection of option for method of payment after death of member

* * *

R.S. 11:783(J) is all new law.

J. Notwithstanding any other provision of law to the contrary, if a single member elects to participate in the Deferred Retirement Option Plan and designates as beneficiary a child of the participant, and the participant's retirement benefit is actuarially reduced, then the participant may, prior to termination of participation in the Deferred Retirement Option Plan, change the designated beneficiary to his spouse in the event the participant marries prior to termination of participation in the Deferred Retirement Option Plan. If a participant makes a change in his designated beneficiary pursuant to this Subsection, then his retirement benefit shall be actuarially recomputed from the date of the participant's change of designated beneficiary.

* * **

Rep. Montgomery moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander, A.—93rd	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hunter	Schneider
Brun	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Copelin	Kenny	Theriot
Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Denville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Vitter
Dimos	McCallum	Walsworth
Doerge	McDonald	Warner
Donelon	McMains	Welch
Dupre	Michot	Weston
Durand	Montgomery	Wiggins
Farve	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinot	Winston
Frith	Perkins	Wright
Frige	Pierre	
Gautreaux	Pinac	
Total—100		

NAYS

Total—0

ABSENT

Alexander, R.—13th	Glover	Mitchell
Faucheux	Hudson	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1194—
BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 23:531, 534(2) and (6), 535, 540, 543(A), and 544(A), relative to regulations affecting boilers; to delete exceptions made for New Orleans; to provide for special inspectors for the city of New Orleans; to provide for authority of the state fire marshal; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Reengrossed House Bill No. 1194 by Representative Triche

AMENDMENT NO. 1

On page 6, at the beginning of line 2, insert ", except in New Orleans"

AMENDMENT NO. 2

On page 6, at the end of line 3, insert ", the city of New Orleans excepted,"

AMENDMENT NO. 3

On page 6, line 5, after "the" change "National" to "assistant secretary to perform such work"

AMENDMENT NO. 4

On page 6, at the beginning of line 6, delete "Assessment Institute"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1194 by Representative Triche

AMENDMENT NO. 1

On page 1, line 8, following "(6)," and before "540" insert "535,"

Rep. Triche moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pinac
Alario	Green	Powell
Alexander, A.—93rd	Guillory	Pratt

Alexander, R.—13th	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Strain
Crane	Kenney	Theriot
Curtis	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Welch
Dupre	McMains	Weston
Farve	Michot	Wiggins
Fauchoux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinet	Winston
Frith	Perkins	Wright
Fruge	Pierre	
Total—98		

NAYS

Total—0

ABSENT

Brun	Hudson	Warner
Durand	Mitchell	
Glover	Montgomery	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1230—
BY REPRESENTATIVES McMAINS AND DEWITT
AN ACT

To amend and reenact Code of Civil Procedure Arts. 966(C) and (E) and 1915 and to repeal Code of Civil Procedure Art. 966(F) and (G), relative to motions for summary judgment; to establish and allocate the burden of proof; to authorize partial summary judgments; to provide with respect to renditions of partial summary judgments; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 1230 by Representative McMains

AMENDMENT NO. 1

On page 3, line 23, after the word "the" and before the word "parties" insert "moving or opposing"

AMENDMENT NO. 2

On page 3, lines 23 and 24, delete the following: "to the motion for summary judgment or partial summary judgment"

AMENDMENT NO. 3

On page 3, line 24, after the word "as" and before the word "by" delete "ordered" and insert "directed"

AMENDMENT NO. 4

On page 3, line 24, after the word "an" delete "expressed" and insert "express"

AMENDMENT NO. 5

On page 3, line 26, delete "expressed" and insert "express"

AMENDMENT NO. 6

On page 4, line 1, delete the following: "Unless designated as final" and insert the following: "In the absence of such determination and direction"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 1230 by Representative McMains

AMENDMENT NO. 1

On page 2, delete lines 8 through 12 in their entirety and insert the following:

"point out to the court that there is an absence of factual support for one or more elements essential to the adverse party's claim, action, or defense. Thereafter, if the adverse party fails to produce factual support sufficient to establish that he will be able to satisfy his evidentiary burden of proof at trial, there is no genuine issue of material fact."

AMENDMENT NO. 2

On page 3, delete lines 16 through 26 in their entirety and insert the following:

"(B)(1) When a court renders a partial judgment or partial summary judgment or sustains an exception in part, as to one or more but less than all of the claims, demands, issues, theories, or parties, whether in an original demand, reconventional demand, cross-claim, third party claim, or intervention, the judgment shall not constitute a final judgment unless specifically agreed to by the parties or unless designated as a final judgment by the court after an express determination that there is no just reason for delay."

AMENDMENT NO. 3

On page 4, delete lines 1 through 8 in their entirety and insert the following:

"(2) In the absence of such a determination and designation, any order or decision which adjudicates fewer than all claims or the rights and liabilities of fewer than all the parties, shall not terminate the action as to any of the claims or parties and shall not constitute a final judgment for the purpose of an immediate appeal. Any such order or decision issued may be revised at any time prior to rendition of the judgment adjudicating all the claims and the rights and liabilities of all the parties."

Rep. McMains moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pinac
Alario	Green	Powell
Alexander, A.—93rd	Guillory	Pratt
Alexander, R.—13th	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Brun	Hunter	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Copelin	Kenney	Theriot
Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Vitter
Dimos	McCallum	Walsworth
Doerge	McDonald	Warner
Donelon	McMains	Welch
Dupre	Michot	Weston
Durand	Mitchell	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinet	Wright
Frith	Perkins	
Fruge	Pierre	
Total—103		

NAYS

Total—0

ABSENT

Glover	Jenkins
Total—2	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1251—
BY REPRESENTATIVES WINDHORST AND DEWITT
AN ACT

To amend and reenact R.S. 15:574.4(A)(2)(e), relative to the intensive incarceration and intensive parole supervision program for certain inmates; to provide for the duration of intensive incarceration; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 1251 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert "R.S. 15:574.4(A)(2)(a) (introductory paragraph) and"

AMENDMENT NO. 2

On page 1, line 4, after "inmates;" insert "to provide for certain types of offenders who are eligible for intensive incarceration and intensive parole supervision programs;"

AMENDMENT NO. 3

On page 1, line 7, after "Section 1." insert "R.S. 15:574.4(A)(2)(a) (introductory paragraph) and" and change "is" to "are"

AMENDMENT NO. 4

On page 1, line 17, after "(2)" insert the following:

"(a) Notwithstanding the provisions of Paragraph A(1) of this Section, a person, otherwise eligible for parole, convicted of a nonviolent first felony offense and committed to the Department of Public Safety and Corrections, or of a nonviolent second felony offense and committed to the Department of Public Safety and Corrections but never having served time in a state time in a state prison, may be eligible for intensive parole supervision upon successful completion of intensive incarceration. The intensive incarceration and intensive parole supervision program shall be established and administered by the department. The offender may be considered for participation in the program if all of the following conditions are met:"

Rep. Windhorst moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Powell
Alexander, R.—13th	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Strain
Crane	Kenney	Theriot
Curtis	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis

Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinot	Wright
Fruge	Perkins	

Total—104

NAYS

Total—0

ABSENT

Glover
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1285—
BY REPRESENTATIVE FORSTER
AN ACT

To enact R.S. 40:2009.44, relative to residents of nursing home facilities; to require the Department of Health and Hospitals to promulgate rules and regulations which provide for a specified minimum number of leave days per spell of illness for which Medicaid payments will be made on behalf of Medicaid eligible residents when said residents are admitted as inpatients to other licensed health care facilities; to require the department to promulgate rules and regulations which provide for a specified minimum number of leave days per year for which Medicaid payments will be made on behalf of Medicaid eligible residents when said residents are absent from the facility on home leave; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 1285 by Representative Forster

AMENDMENT NO. 1

On page 1, line 18, delete "ten" and insert "seven"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed House Bill No. 1285 by Representative Forster

AMENDMENT NO. 1

On page 1, line 11, after "leave;" and before "and" insert "to provide an effective date;"

AMENDMENT NO. 2

On page 2, after line 6, add the following:

"Section 2. The provisions of this Act shall become effective on July 1, 1998."

Rep. Forster moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Powell
Alario	Gautreaux	Pratt
Alexander, A.—93rd	Green	Quezaire
Alexander, R.—13th	Hammett	Riddle
Ansardi	Heaton	Romero
Barton	Hebert	Rousselle
Baudoin	Hill	Salter
Baylor	Holden	Scalise
Bowler	Hopkins	Schneider
Bruce	Hunter	Shaw
Brun	Iles	Smith, J.D.—50th
Bruneau	Jenkins	Smith, J.R.—30th
Carter	Jetson	Stelly
Chaisson	Johns	Strain
Clarkson	Kenney	Theriot
Copelin	Lancaster	Thomas
Crane	Landrieu	Thompson
Curtis	LeBlanc	Thornhill
Damico	Long	Toomy
Daniel	Marionneaux	Travis
Deville	Martiny	Triche
DeWitt	McCain	Vitter
Diez	McCallum	Walsworth
Dimos	McDonald	Warner
Doerge	McMains	Welch
Donelon	Michot	Weston
Dupre	Mitchell	Wiggins
Durand	Montgomery	Wilkerson
Farve	Morrell	Willard-Lewis
Faucheux	Morrish	Windhorst
Flavin	Murray	Winston
Fontenot	Odinot	Wright
Forster	Perkins	
Frith	Pinac	

Total—100

NAYS

Total—0

ABSENT

Glover	Hudson	Pierre
Guillory	Kennard	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1287—
BY REPRESENTATIVES GAUTREUX AND ROUSSELLE
AN ACT

To amend and reenact R.S. 23:634 and 897(A) and to enact R.S. 23:897(K), relative to employment; to allow reimbursement from an employee for certain examinations if the employee terminates the employment relationship within ninety days; to allow reimbursement from wages payable; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Engrossed House Bill No. 1287 by Representative Gautreaux

AMENDMENT NO. 1

On page 2, delete line 3, and insert in lieu thereof:

"employment who becomes an employee or an employee, provided the employee is compensated at a rate equivalent to not less than one dollar above the existing federal minimum wage and is not a part-time or seasonal employee as defined in R.S. 23:1021,"

AMENDMENT NO. 2

On page 2, at the end of line 7, between "costs" and the period "." insert:

", unless such resignation is attributable to a substantial change made to the employment by the employer as applied in the Louisiana Employment Security Law"

AMENDMENT NO. 3

On page 2, at the end of line 21, delete "a full time, permanent"

AMENDMENT NO. 4

On page 2, delete line 22, and insert in lieu thereof:

"an employee or an applicant who becomes an employee, provided the employee is compensated at a rate equivalent to not less than one dollar above the existing federal minimum wage and is not a part-time or seasonal employee as defined in R.S. 23:1021, for the"

AMENDMENT NO. 5

On page 2, at the end of line 26, between "work" and the period "." insert:

", unless such termination is attributable to a substantial change made to the employment by the employer as applied in Louisiana Employment Security Law"

Rep. Gautreaux moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Gautreaux	Pierre
Alexander, A.—93rd	Green	Pinac
Alexander, R.—13th	Guillory	Powell
Barton	Hammett	Pratt
Baudoin	Heaton	Quezaire
Baylor	Hebert	Riddle
Bowler	Hill	Romero
Bruce	Holden	Rousselle
Brun	Hopkins	Salter
Bruneau	Hudson	Scalise

Carter	Hunter	Schneider
Chaisson	Iles	Shaw
Clarkson	Jenkins	Smith, J.D.—50th
Copelin	Jetson	Smith, J.R.—30th
Crane	Johns	Stelly
Curtis	Kennard	Strain
Damico	Kenney	Theriot
Daniel	Lancaster	Thomas
Deville	Landrieu	Thompson
DeWitt	LeBlanc	Thornhill
Diez	Long	Travis
Dimos	Marionneaux	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright
Total—99		

NAYS

Mitchell	Willard-Lewis
Total—2	

ABSENT

Ansardi	Martiny
Glover	Toomy
Total—4	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1291—
BY REPRESENTATIVE KENNARD
AN ACT

To enact R.S. 15:739, relative to the Prison Reform Act of 1995; to provide that incarcerated prisoners must be tested for infectious disease after involvement in an incident that may transmit or expose the disease to another person; to provide for counseling and health care services; to provide procedures for ordering and administering the tests; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 1291 by Representative Kennard

AMENDMENT NO. 1

On page 2, line 1, after "AIDS," insert "viral hepatitis,"

AMENDMENT NO. 2

On page 2, line 14, after "AIDS," insert "viral hepatitis,"

AMENDMENT NO. 3

On page 2, line 16, after "HIV," insert "viral"

Rep. Kennard moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander, A.—93rd	Hammett	Powell
Alexander, R.—13th	Heaton	Pratt
Barton	Hebert	Quezairé
Baudoin	Hill	Riddle
Baylor	Holden	Romero
Bowler	Hopkins	Rousselle
Bruce	Hudson	Salter
Brun	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Crane	Kenney	Stelly
Curtis	Lancaster	Strain
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thomas
Deville	Long	Thompson
DeWitt	Marionneaux	Thornhill
Diez	Martiny	Toomy
Dimos	McCain	Travis
Doerge	McCallum	Triche
Donelon	McDonald	Vitter
Dupre	McMains	Warner
Durand	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Forster	Morrish	Willard-Lewis
Frith	Murray	Windhorst
Fruge	Odinet	Winston
Gautreaux	Perkins	Wright
Total—99		

NAYS

Total—0

ABSENT

Ansardi	Farve	Johns
Copelin	Glover	Walsworth
Total—6		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1307—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 9:1783, relative to trusts and trustees; to provide for what persons and entities may serve as trustees of a trust; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Travis, the bill was returned to the calendar subject to call.

HOUSE BILL NO. 1308—
BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 38:334(A), relative to the Lafourche Basin Levee District; to provide for revenue utilization; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1308 by Representative Triche

AMENDMENT NO. 1

On page 1, at the beginning of line 15, change "seventy-five" to "sixty-five"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Engrossed House Bill No. 1308 by Representative Triche

AMENDMENT NO. 1

On page 2, line 4, change "and shall be" to ". When such funds are expended within St. Charles Parish, in-kind services shall not exceed fifty percent of such expenditures. Expenditures shall be"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Engrossed House Bill No. 1308 by Representative Triche

AMENDMENT NO. 1

On page 1, line 2, after "R.S." change "38:334(A)" to "38:291(F)(2) and 334(A)"

AMENDMENT NO. 2

On page 1, line 3, after "utilization;" add "to provide for membership of the board of commissioners; to add one member from St. Charles Parish;"

AMENDMENT NO. 3

On page 1, line 9, after "R.S." change "38:334(A) is" to "38:291(F)(2) and 334(A) are"

AMENDMENT NO. 4

On page 1, between lines 10 and 11, add the following:

"§291. Naming; limits of districts; composition of boards

* * *

F. Lafourche Basin Levee District. (1)(a)

* * *

(2) The governor shall appoint, in accordance with the provisions of R.S. 38:304, ~~ten~~ eleven persons, one from each parish

or part of a parish, except for St. Charles Parish, in the district, two from St. Charles Parish, and four from the district at large, one of whom shall be appointed on the recommendation of the railroads of the district, to serve as levee commissioners.

* * *

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Lambert and Robichaux to Reengrossed House Bill No. 1308 by Representative Triche

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 1 proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on June 12, 1997.

AMENDMENT NO. 2

On page 1, line 15, change "seventy-five" to "fifty-seven"

Rep. Triche moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	Hammett	Pratt
Alexander, R.—13th	Heaton	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Rousselle
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Brun	Iles	Schneider
Bruneau	Jenkins	Shaw
Carter	Jetson	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Stelly
Copelin	Kenney	Strain
Crane	Lancaster	Theriot
Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Dimos	McCallum	Vitter
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Durand	Mitchell	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinet	Winston
Fruge	Perkins	Wright
Gautreaux	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Ansardi	Glover
Fontenot	Hebert
Total—4	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1307—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 9:1783, relative to trusts and trustees; to provide for what persons and entities may serve as trustees of a trust; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 1307 by Representative Travis

AMENDMENT NO. 1

On page 2, after line 5, insert the following:

"Section 2. 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 Act shall become effective on the day following such approval."

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Perkins
Alario	Green	Pierre
Alexander, A.—93rd	Guillory	Pinac
Alexander, R.—13th	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Strain
Crane	Kenney	Theriot
Curtis	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill

Deville	Long	Toomy
DeWitt	Marionneau	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinot	Wright

Total—102

NAYS

Total—0

ABSENT

Forster	Glover	Powell
Total—3		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1316—
BY REPRESENTATIVE KENNEY
AN ACT

To enact R.S. 56:108, relative to hunting; to provide relative to the taking of deer; to prohibit the taking of doe for three years under certain circumstances; to provide penalties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Reengrossed House Bill No. 1316 by Representative Kenney

AMENDMENT NO. 1

On page 1, line 15, between "DMAP" and the period ".", insert ", or within any wildlife management area located within or adjacent to the parishes or precincts described herein"

Rep. Kenney moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pierre
Alario	Gautreaux	Pinac
Alexander, A.—93rd	Green	Powell
Alexander, R.—13th	Guillory	Pratt
Ansardi	Hammitt	Quezairé
Barton	Heaton	Riddle
Baudoin	Hebert	Romero
Baylor	Hill	Rousselle
Bowler	Holden	Salter
Bruce	Hopkins	Scalise

Brun	Hudson	Schneider
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Jetson	Stelly
Copelin	Johns	Strain
Crane	Kennard	Theriot
Curtis	Kenney	Thomas
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneau	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinot	Wright

Total—102

NAYS

Total—0

ABSENT

Glover	Mitchell	Perkins
Total—3		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 863—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 24:31, 31.1(A) and (C)(1), 502, 503, 504, 506, and 507 and to enact R.S. 24:651(E), relative to the compensation of members of the legislature; to provide for the salary of members of the legislature; to provide for the salaries of certain officers of the legislature; to provide relative to the salaries of certain officers of the Joint Legislative Committee on the Budget; to change the per diem payments to members of the legislature; to change the mileage allowance to members of the legislature; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 863 by Representative Murray

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 24:31," delete the remainder of the line

AMENDMENT NO. 2

On page 1, delete line 3 in its entirety and insert "relative to the compensation of"

AMENDMENT NO. 3

On page 1, line 4, after "legislature;" delete the remainder of the line and delete lines 5 through 7 in their entirety and insert "to change the per diem"

AMENDMENT NO. 4

On page 1, line 8, after "legislature;" delete the remainder of the line and on line 9 delete "allowance to members of the legislature;"

AMENDMENT NO. 5

On page 1, delete line 12 and insert the following:

"Section 1. R.S. 24:31"

AMENDMENT NO. 6

On page 1, delete line 13 and insert "is hereby amended and reenacted to"

AMENDMENT NO. 7

On page 2, line 1, after "members;" delete the remainder of the line and delete line 2

AMENDMENT NO. 8

On page 2, delete lines 3 through 26 in their entirety and insert "Effective the second Monday in January, 2000, the compensation of the members of the legislature shall be equal to the rate allowable for per diem deduction under Section 162(h)(1)(B)(ii) of Title 26 of the United States Code for the location of the state capitol."

AMENDMENT NO. 9

Delete pages 3, 4, 5, 6, and 7 in their entirety

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bagneris to Reengrossed House Bill No. 863 by Representative Murray

AMENDMENT NO. 1

Delete Senate Committee Amendments Nos. 1 through 9 proposed by the Senate Committee and Senate and Governmental Affairs and adopted by the Senate on June 5, 1997.

AMENDMENT NO. 2

On page 1, delete lines 2 through 10, and insert the following:

"To amend and reenact R.S. 24:31, 31.1(A) and (C)(1), 31.4(A) and (C), 503, 504, and 507 and to enact R.S. 24:31.1(E) and 651(E), relative to the compensation of members of the legislature; to provide for the salary of members of the legislature; to provide for the salaries of certain officers of the legislature; to provide relative to the salaries of certain officers of the Joint Legislative Committee on the Budget; to change the per diem payments to members of the legislature; to change the mileage allowance to members of the legislature; to provide for member's expense allowance; and to provide for related matters."

AMENDMENT NO. 3

On page 1, line 12, after "Section 1." delete the remainder of the line and delete lines 13 and 14, delete pages 2 through 7 in their entirety and insert the following:

"R.S. 24:31, 31.1(A) and (C)(1), 31.4(A) and (C), 503, 504, and 507 are hereby amended and reenacted and R.S. 24:31.1(E) and 651(E) are hereby enacted to read as follows:

§31. Compensation of members

~~Effective April 21, 1980 the~~ The compensation of the members of the legislature shall be ~~seventy-five dollars per day~~ equal to the rate allowable for per diem deduction under Section 162(h)(1)(B)(ii) of Title 26 of the United States Code for the location of the state capital during their attendance on that body.

§31.1. Salary for members; expense allowance; mileage allowance

A. In addition to the per diem and all other allowances provided by law for members of the Legislature of Louisiana, each member of the legislature, except the president and the president pro tempore of the Senate and the speaker and the speaker pro tempore of the House of Representatives, shall be paid a salary in the full sum of sixteen thousand eight hundred dollars per annum; payable monthly.

* * *

C.(1) In addition to the per diem and salary and all other allowances provided by law for members of the Legislature of Louisiana, each member, ~~except the president of the Senate and the speaker of the House,~~ shall be paid a mileage allowance for trips to and from the capitol during sessions of the legislature, regardless of the method of transportation, equal to the rate established ~~for travel by automobile of state officers and employees on official state business~~ as the standard mileage rate for business travel for purposes of Section 162(a) of Title 26 of the United States Code. Such mileage allowance shall be paid for a number of trips not to exceed the number of calendar weeks, or fraction thereof, of the session.

* * *

E. In addition to the salary, compensation, and all other allowances provided by law for members of the legislature, each member of the legislature shall be paid a monthly expense allowance, as referred to in R.S. 11:403(10), in the amount of five hundred dollars per month for expenses in connection with the holding or conduct of their office. Warrants for the payment of such allowance shall be in accordance with, and subject to, Subsection B.

* * *

§31.4. Members' allowance for district office

A. In addition to the salary, per diem, and all other allowances provided by law for members of the legislature, each member of the legislature shall be paid a monthly expense allowance in the amount of ~~six five hundred twenty-five~~ twenty-five dollars per month, or so much thereof as may be necessary, for payment of rent for office space in a parish or parishes which he represents, and for payment of the cost of maintaining utilities in said office or offices and for other expenses related to ~~said office or offices~~ the holding or conduct of their office.

* * *

C. The allowance provided in Subsection A shall be withdrawn from the treasury and paid to the persons entitled thereto in the same manner as is provided by law for the salary provided in R.S. 24:31.1. Each member shall be required to file with the presiding officer, prior to payment of the allowance each month, an itemized statement of expenses, and appropriate invoices or receipts supporting the same. The amount of the allowance paid to each member each month shall be equal to the total amount of the itemized statement, provided that

in no case shall the total reimbursement exceed ~~six~~ five hundred ~~twenty-five~~ dollars.

* * *

§503. Expenses

A. The president of the Senate and the speaker of the House of Representatives shall be entitled to be reimbursed for actual expenses, including but not limited to travel, lodging expenses, and for attendance at meetings, conferences, and appearances in connection with their official duties, in an amount not to exceed ten thousand dollars per annum, to be paid monthly on their own warrants and drawn on the general fund of the state.

B. The president of the Senate and speaker of the House of Representatives shall be entitled to be reimbursed for expenses incurred in maintaining a residence in the capital city, in an amount not to exceed one thousand dollars per month, upon filing an itemized statement of expenses and appropriate invoices or receipts supporting the same with the chief clerical officer of their respective house of the legislature.

§504. Speaker pro tempore; assumption of duties of speaker; salary

A. The speaker pro tempore of the House of Representatives shall, upon the death of the speaker of the House of Representatives, assume the powers, duties, responsibilities, and emoluments of the speaker of the House until the first regular or special session of the legislature thereafter, at which time a new speaker shall be elected. The speaker pro tempore, in the event of the disability or absence of the speaker of the House of Representatives as certified by the speaker of the House or a majority of the members of the House of Representatives by roll call vote or mail ballot, shall assume the powers, duties, and responsibilities of the speaker until the termination of such disability or absence, and the House of Representatives shall make appropriate financial recompense for such service.

B. The salary of the speaker pro tempore of the House of Representatives shall be twenty-four thousand five hundred dollars per annum. This salary shall be compensation to the speaker pro tempore for service to the House of Representatives, including that rendered during regular and extraordinary sessions of the legislature and during the interim between sessions. The salary provided for in this Section shall be payable in the same manner as provided in R.S. 24:31.1(B). The speaker pro tempore shall be entitled to the per diem and all other allowances provided by law for members of the Legislature of Louisiana.

* * *

§507. President pro tempore; assumption of duties of president; salary

A. The president pro tempore of the Senate shall, upon the death of the president of the Senate, assume the powers, duties, responsibilities, and emoluments of the president of the Senate until the first regular or extraordinary session of the legislature thereafter, at which time a new president shall be elected. The president pro tempore, in the event of the disability or absence of the president of the Senate as certified by the president of the Senate or by a majority of the members of the Senate by roll call vote or mail ballot, shall assume the powers, duties, and responsibilities of the president until the termination of such disability or absence, and the Senate shall make appropriate financial recompense for such service.

B. The salary of the president pro tempore of the Senate shall be twenty-four thousand five hundred dollars per annum. This salary

shall be compensation to the president pro tempore for service to the Senate, including that rendered during regular and extraordinary sessions of the legislature and during the interim between sessions. The salary provided for in this Section shall be payable in the same manner as provided in R.S. 24:31.1(B). The president pro tempore shall be entitled to the per diem and all other allowances provided by law for members of the Legislature of Louisiana.

* * *

§651. Committee created; membership and composition

* * *

E. The committee may set additional compensation for the chairman and vice chairman of the committee for service on the committee, except that the amount of such additional compensation shall not cause the total compensation of such officers to exceed the total of the salary under R.S. 24:502 or R.S. 24:506, per diem under R.S. 24:31 and R.S. 24:502 or R.S. 24:506, and expense allowances under R.S. 24:31.1 and R.S. 24:503 authorized and available to the presiding officers of the legislature. In addition, if such officers receive additional compensation as provided in this Subsection, such officers shall not be entitled to receive per diem as provided in Subsection D of this Section for the performance of their duties for the committee.

Section 2. Any additional compensation paid to the officers of the Joint Legislative Committee on the Budget prior to July 1, 1997, authorized pursuant to Act No. 538 of 1976 or any other provision of law is hereby ratified, validated, and confirmed.

Section 3. This Act shall become effective on July 1, 1997; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 1997, or on the day following such approval by the legislature, whichever is later."

Rep. Murray moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. Jack Smith moved that the amendments proposed by the Senate be rejected.

Rep. Murray objected.

Motion

Rep. Windhorst moved the previous question be ordered on the motion to reject.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Hill	Quezaire
Alexander, A.—93rd	Holden	Riddle
Alexander, R.—13th	Hopkins	Romero
Ansardi	Iles	Salter
Barton	Jenkins	Shaw
Baylor	Jetson	Smith, J.R.—30th
Bowler	Johns	Stelly
Bruce	Kenney	Theriot
Brun	Lancaster	Thomas
Bruneau	Long	Thompson

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Chaisson	Martiny	Toomy
Copelin	McCallum	Travis
Damico	McDonald	Walsworth
DeWitt	McMains	Warner
Dimos	Michot	Welch
Dupre	Montgomery	Weston
Flavin	Morrell	Wiggins
Forster	Morrish	Wilkerson
Frith	Murray	Willard-Lewis
Fruge	Odinet	Windhorst
Green	Perkins	Wright
Guillory	Pierre	
Heaton	Pratt	
Total—67		

NAYS

Baudoin	Faucheux	Powell
Carter	Fontenot	Rousselle
Clarkson	Gautreaux	Scalise
Crane	Hammett	Schneider
Curtis	Hebert	Smith, J.D.—50th
Daniel	Hunter	Strain
Denville	Kennard	Thornhill
Diez	Landrieu	Triche
Doerge	LeBlanc	Vitter
Donelon	Marionneaux	Winston
Durand	McCain	
Farve	Pinac	
Total—34		

ABSENT

Mr. Speaker	Hudson
Glover	Mitchell
Total—4	

The House agreed to order the previous question on the motion to reject.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

Baudoin	Hebert	Romero
Brun	Hill	Schneider
Carter	Hopkins	Shaw
Chaisson	Hunter	Smith, J.D.—50th
Crane	Jenkins	Stelly
Curtis	Johns	Thompson
Damico	Kennard	Thornhill
Daniel	Marionneaux	Triche
Donelon	McCallum	Vitter
Farve	Morrell	Wilkerson
Flavin	Morrish	Winston
Fontenot	Perkins	Wright
Guillory	Powell	
Total—38		

NAYS

Alario	Gautreaux	Pinac
Alexander, A.—93rd	Glover	Pratt
Alexander, R.—13th	Green	Quezaire
Ansardi	Hammett	Riddle
Barton	Heaton	Rousselle
Baylor	Holden	Salter
Bowler	Iles	Scalise

Bruce	Jetson	Smith, J.R.—30th
Bruneau	Kenney	Strain
Clarkson	Lancaster	Theriot
Copelin	Landrieu	Thomas
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Martiny	Walsworth
Dimos	McCain	Warner
Doerge	McDonald	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Faucheux	Montgomery	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinet	
Fruge	Pierre	
Total—64		

ABSENT

Mr. Speaker	Hudson	Mitchell
Total—3		

The House refused to reject the amendments.

Rep. Murray insisted on his motion that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Frith	Odinet
Alexander, A.—93rd	Fruge	Pierre
Alexander, R.—13th	Gautreaux	Pinac
Ansardi	Glover	Pratt
Barton	Green	Quezaire
Baylor	Hammett	Riddle
Bowler	Heaton	Rousselle
Bruce	Holden	Salter
Bruneau	Iles	Strain
Clarkson	Jetson	Theriot
Copelin	Kenney	Thomas
Curtis	Lancaster	Toomy
Deville	Landrieu	Travis
DeWitt	LeBlanc	Warner
Diez	Long	Welch
Doerge	Martiny	Weston
Dupre	McMains	Wiggins
Farve	Michot	Willard-Lewis
Faucheux	Montgomery	Windhorst
Forster	Murray	
Total—59		

NAYS

Mr. Speaker	Hill	Schneider
Baudoin	Hopkins	Shaw
Brun	Hunter	Smith, J.D.—50th
Carter	Jenkins	Smith, J.R.—30th
Chaisson	Johns	Stelly
Crane	Kennard	Thompson
Damico	Marionneaux	Thornhill
Daniel	McCain	Triche
Dimos	McCallum	Vitter
Donelon	McDonald	Walsworth
Durand	Morrell	Wilkerson
Flavin	Morrish	Winston
Fontenot	Perkins	Wright
Guillory	Powell	
Hebert	Romero	

Total—43

ABSENT

Hudson
Total—3

Mitchell

Scalise

The amendments proposed by the Senate were concurred in by the House.

Suspension of the Rules

On joint motion of Reps. McCain and Wilkerson, and under a suspension of the rules, the above roll call was corrected to reflect their voting nay.

HOUSE BILL NO. 1326—
BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 14:74(A)(3), relative to the offense of criminal neglect of family; to provide for the factors to be considered in determining if necessitous circumstances exist; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 1326 by Representative Thompson

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 14:74(A)(1)(b) and (B) and to"

AMENDMENT NO. 2

On page 1, line 6, after "Section 1." insert "R.S. 14:74(A)(1)(b) and (B) are hereby amended and reenacted and"

AMENDMENT NO. 3

On page 1, delete lines 8 and 9 and insert the following:

"A. (1) Criminal neglect of family is the desertion or intentional nonsupport:

* * *

(b) By either parent of his minor child who is in ~~destitute or~~ necessitous circumstances, there being a duty established by this Section for either parent to support his child.

* * *

AMENDMENT NO. 4

On page 1, line 12, after "health," delete the remainder of the line and delete lines 13 and 14 and insert "education and comfort."

AMENDMENT NO. 5

On page 1, between lines 14 and 15 insert the following:

"B. (1) Whenever a husband has left his wife ~~or minor child~~ or a wife has left her husband ~~or minor child~~ in destitute or necessitous

circumstances and has not provided means of support within thirty days thereafter, his or her failure to so provide shall be only presumptive evidence for the purpose of determining the substantive elements of this offense that at the time of leaving he or she intended desertion and nonsupport. The receipt of aid to families with dependent children (AFDC) shall constitute only presumptive evidence of necessitous circumstances for purposes of proving the substantive elements of this offense. Physical incapacity which prevents a person from seeking any type of employment constitutes a defense to the charge of criminal neglect of family.

(2) Whenever a parent has left his minor child in necessitous circumstances and has not provided means of support within thirty days thereafter, his failure to so provide shall be only presumptive evidence for the purpose of determining the substantive elements of this offense that at the time of leaving the parent intended desertion and nonsupport. The receipt of aid to families with dependent children (AFDC) shall constitute only presumptive evidence of necessitous circumstances of proving the substantive elements of this offense. Physical incapacity which prevents a person from seeking any type of employment constitutes a defense to the charge of criminal neglect of family."

AMENDMENT NO. 6

On page 1, line 12, after "health," delete the remainder of the line and delete lines 13 and 14 and insert "education and comfort."

Rep. Thompson moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pinac
Alario	Heaton	Powell
Alexander, R.—13th	Hebert	Pratt
Ansardi	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Rousselle
Brun	Hunter	Salter
Bruneau	Iles	Scalise
Carter	Jenkins	Schneider
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Stelly
Daniel	Lancaster	Strain
Deville	Landrieu	Theriot
DeWitt	LeBlanc	Thomas
Diez	Long	Thompson
Dimos	Marionneaux	Thornhill
Doerge	Martiny	Toomy
Dupre	McCain	Travis
Durand	McCallum	Triche
Farve	McDonald	Walsworth
Flavin	McMains	Warner
Fontenot	Michot	Welch
Forster	Montgomery	Weston
Frith	Morrell	Wiggins
Fruge	Morrish	Wilkerson
Gautreaux	Murray	Willard-Lewis
Glover	Odinet	Windhorst
Green	Perkins	Winston
Guillory	Pierre	Wright

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Total—96

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Curtis	Faucheux
Barton	Damico	Mitchell
Bruce	Donelon	Vitter
Total—9		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1347—

BY REPRESENTATIVE LEBLANC AND SENATOR HAINKEL
AN ACT

To amend and reenact R.S. 24:604.1 and 652 and R.S. 39:29(A), 30(B), 32(B), 33, 36 through 38, 51(A), 55(B), 57, and 73(B) and (C), to enact R.S. 39:2(29), 32(I), and 57.1, and to repeal R.S. 39:2(5) and R.S. 48:76(A), relative to the operating budget process; to provide for operating budget development, enactment, and execution; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Reengrossed House Bill No. 1347 by Representative LeBlanc and Senator Hainkel

AMENDMENT NO. 1

On page 1, line 4, after "32(I)," insert "51(C)"

AMENDMENT NO. 2

On page 2, line 19, after "32(I)," insert "51(C)"

AMENDMENT NO. 3

On page 11, between lines 16 and 17, insert the following:

"C. The bill appropriating funds for the expenses of the legislature and the bill appropriating funds for the expenses of the judiciary shall be submitted by the legislature for the judiciary, respectively, for introduction no later than forty-five days prior to each Regular Session of the Legislature, except that during the first year of each term they shall be submitted no later than thirty days prior to the Regular Session of the Legislature.

* * *

Rep. LeBlanc moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Odinet
Alario	Glover	Perkins
Alexander, R.—13th	Green	Pierre

Ansardi	Guillory	Pratt
Barton	Hammett	Quezaire
Baylor	Heaton	Riddle
Bowler	Hill	Romero
Brun	Holden	Rousselle
Bruneau	Hopkins	Salter
Carter	Hudson	Scalise
Chaisson	Hunter	Schneider
Clarkson	Iles	Shaw
Copelin	Jenkins	Smith, J.D.—50th
Crane	Jetson	Smith, J.R.—30th
Curtis	Johns	Stelly
Damico	Kennard	Strain
Daniel	Kenney	Theriot
Deville	Lancaster	Thomas
DeWitt	Landrieu	Thompson
Diez	LeBlanc	Thornhill
Dimos	Long	Toomy
Doerge	Marionneaux	Triche
Donelon	Martiny	Vitter
Dupre	McCain	Walsworth
Durand	McCallum	Warner
Farve	McDonald	Welch
Faucheux	McMains	Weston
Flavin	Michot	Wiggins
Fontenot	Montgomery	Wilkerson
Forster	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wright
Total—96		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Hebert	Powell
Baudoin	Mitchell	Travis
Bruce	Pinac	Willard-Lewis
Total—9		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1409—

BY REPRESENTATIVE BARTON
AN ACT

To amend and reenact Section 2(A) of Act No. 19 of the 1970 Regular Session of the Legislature, as amended by Act No. 623 of the 1974 Regular Session, Act No. 629 of the 1979 Regular Session, Act No. 465 of the 1990 Regular Session, and Act No. 303 of the 1993 Regular Session, relative to the Shreveport-Bossier Convention and Tourist Commission; to provide relative to the composition of the commission; to establish limits on the terms a commissioner may serve; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1409 by Representative Barton

AMENDMENT NO. 1

On page 2, at the end of line 3, delete "two of whom shall have"

AMENDMENT NO. 2

On page 2, delete line 4 completely

AMENDMENT NO. 3

On page 2, at the beginning of line 5, delete "commission and"

Rep. Barton moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Pratt
Alexander, R.—13th	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Damico	Kenney	Theriot
Daniel	Lancaster	Thomas
Deville	Landrieu	Thompson
DeWitt	LeBlanc	Thornhill
Diez	Long	Toomy
Dimos	Marionneaux	Travis
Doerge	Martiny	Triche
Donelon	McCain	Vitter
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	McMains	Welch
Fauchoux	Michot	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wright
Gautreaux	Perkins	
Green	Pierre	
Total—97		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Curtis	Powell
Baudoin	Glover	Willard-Lewis
Bruce	Mitchell	
Total—8		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Speaker Downer in the Chair

Suspension of the Rules

On motion of Rep. Forster, the rules were suspended to reconsider the vote by which the Senate Amendments to House Bill No. 1285 were concurred in.

Reconsideration

On motion of Rep. Forster, the vote by which the Senate Amendments to House Bill No. 1285 were concurred in was reconsidered.

On motion of Rep. Forster, the rules were suspended to permit the House to consider House Bill No. 1285 on the same legislative day.

HOUSE BILL NO. 1285—

BY REPRESENTATIVE FORSTER
AN ACT

To enact R.S. 40:2009.44, relative to residents of nursing home facilities; to require the Department of Health and Hospitals to promulgate rules and regulations which provide for a specified minimum number of leave days per spell of illness for which Medicaid payments will be made on behalf of Medicaid eligible residents when said residents are admitted as inpatients to other licensed health care facilities; to require the department to promulgate rules and regulations which provide for a specified minimum number of leave days per year for which Medicaid payments will be made on behalf of Medicaid eligible residents when said residents are absent from the facility on home leave; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 1285 by Representative Forster

AMENDMENT NO. 1

On page 1, line 18, delete "ten" and insert "seven"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed House Bill No. 1285 by Representative Forster

AMENDMENT NO. 1

On page 1, line 11, after "leave;" and before "and" insert "to provide an effective date;"

AMENDMENT NO. 2

On page 2, after line 6, add the following:

"Section 2. The provisions of this Act shall become effective on July 1, 1998."

Rep. Forster moved that the amendments proposed by the Senate be rejected.

As a substitute motion, Rep. Doerge moved that the amendments proposed by the Senate be concurred in.

Rep. Forster objected.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:
YEAS

Alario	Guillory	Pinac
Ansardi	Hammett	Powell
Barton	Heaton	Pratt
Baylor	Hebert	Quezaire
Bowler	Hill	Riddle
Bruce	Holden	Romero
Brun	Hopkins	Rousselle
Bruneau	Hudson	Salter
Carter	Hunter	Scalise
Chaisson	Iles	Schneider
Clarkson	Jenkins	Shaw
Copelin	Jetson	Smith, J.D.—50th
Damico	Johns	Smith, J.R.—30th
Daniel	Kenney	Stelly
Deville	Lancaster	Strain
DeWitt	Landrieu	Theriot
Diez	LeBlanc	Thomas
Dimos	Long	Thompson
Doerge	Marionneaux	Thornhill
Donelon	Martiny	Travis
Dupre	McCain	Triche
Durand	McCallum	Vitter
Faucheux	McDonald	Warner
Flavin	McMains	Welch
Fontenot	Mitchell	Weston
Frith	Morrell	Wiggins
Fruge	Morrish	Willard-Lewis
Gautreaux	Murray	Windhorst
Glover	Odinot	Winston
Green	Pierre	
Total—89		

NAYS

Mr. Speaker	Michot	Walsworth
Alexander, R.—13th	Montgomery	Wilkerson
Crane	Perkins	Wright
Total—9		

ABSENT

Alexander, A.—93rd	Farve	Toomy
Baudoin	Forster	
Curtis	Kennard	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1453 (Duplicate of Senate Bill No. 1245)—
BY REPRESENTATIVE FORSTER AND SENATOR ELLINGTON AND
COAUTHORED BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 46:2252, 2253(2) and (4) and 2254(A) and R.S. 51:2231, 2232(3), 2235(16)(a), 2236(A), 2237(2), 2246, and 2257(H)(2)(b), to enact Chapter 3-A of Title 23 of the Louisiana Revised Statutes of 1950, comprised of R.S. 23:301 through 354, and R.S. 51:2232(12) and (13), to repeal R.S. 23:892 and 893 and Parts IV, VII and VIII of Chapter 9 of Title 23 of the Louisiana Revised Statutes of 1950, comprised of R.S. 23:971 through 975, 1001 through 1004, and 1006 through 1008, R.S. 46:2253(7), (8), (9), and (19), and 2254(B), (C), (D), and (E), and R.S. 51:2232(4), (5), and (7), and 2242, 2243, 2244, and 2245, relative to employment discrimination; to consolidate employment discrimination provisions of law into

one Chapter of law; to provide relative to age discrimination; to provide relative to disability discrimination; to provide relative to race, color, religion, sex, and national origin discrimination; to provide relative to pregnancy, childbirth, and related medical conditions discrimination; to provide relative to sickle cell trait discrimination; to remove references to employment discrimination in other Sections of law; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Forster, the bill was returned to the calendar subject to call.

HOUSE BILL NO. 1487—
BY REPRESENTATIVES DIEZ AND DEWITT
AN ACT

To amend and reenact R.S. 48:205(A) and (B), relative to general administrative functions of the Department of Transportation and Development; to increase the amount above which purchases are made by public bids; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Strain, the bill was returned to the calendar subject to call.

HOUSE BILL NO. 1530—
BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 47:820.5(B)(2), relative to the uses of toll revenues from the Greater New Orleans Mississippi River Bridges; to provide for additional projects that may be funded by excess revenues; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 1530 by Representative Windhorst

AMENDMENT NO. 1

On page 3, line 2, after the comma ", " add "the upgrading of Ames Boulevard,"

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 1530 by Representative Windhorst

AMENDMENT NO. 1

Delete Senate Committee Amendment proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on May 22, 1997

AMENDMENT NO. 2

On page 2, at the beginning of line 23, delete "extension of Peters Road to Louisiana Highway 23"

Rep. Windhorst moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Glover	Pinac
Ansardi	Green	Powell
Barton	Guillory	Pratt
Baylor	Hammett	Quezaire
Bowler	Heaton	Riddle
Bruce	Hebert	Romero
Brun	Hill	Rousselle
Bruneau	Holden	Salter
Carter	Hopkins	Scalise
Chaisson	Hudson	Schneider
Clarkson	Hunter	Smith, J.D.—50th
Copelin	Iles	Smith, J.R.—30th
Crane	Jenkins	Stelly
Damico	Johns	Strain
Daniel	Kenney	Theriot
Deville	Lancaster	Thomas
DeWitt	Landrieu	Thompson
Diez	LeBlanc	Toomy
Dimos	Long	Travis
Doerge	Marionneaux	Triche
Donelon	Martiny	Vitter
Dupre	McCain	Warner
Durand	McCallum	Welch
Farve	McDonald	Weston
Fauchaux	Michot	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrill	Windhorst
Forster	Morrish	Wright
Frith	Odinot	
Fruge	Perkins	
Total—91		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Kennard	Thornhill
Alexander, R.—13th	McMains	Walsworth
Baudoin	Mitchell	Willard-Lewis
Curtis	Murray	Winston
Jetson	Shaw	
Total—14		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1556—
BY REPRESENTATIVE DANIEL
AN ACT**

To enact R.S. 48:56, relative to functions of the secretary of the Department of Transportation and Development; to require annual submission of a report on departmental operations to the legislature; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1556 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 3, after "Department" insert "and the office of facility planning of the division of administration"

AMENDMENT NO. 2

On page 1, line 4, change "departmental" to "their"

AMENDMENT NO. 3

On page 1, line 8, after "report" delete the remainder of the line and insert "on state projects"

AMENDMENT NO. 4

On page 1, line 15, after "overlays" insert ", including the highway district in which the project is located"

AMENDMENT NO. 5

On page 1, line 17, after "projects" insert ", including the highway district in which the project is located"

AMENDMENT NO. 6

On page 2, at the bottom of the page, insert:

"B. The office of facility planning of the division of administration shall submit a report to the House and Senate Committees on Transportation, Highways, and Public Works on October first of each year and to the legislature on March first of each year detailing the activities of the department for the past year with regard to contracts required to be let by public bid. The report shall include a brief description of the project; a summary of the source of revenue for such projects; the locations of such projects; the engineering and/or construction contracts issued, including the amount of each contract, the purpose of each contract, the contractor, and the time-frame for each contract; and the amounts of right-of-way and other immovable property purchased, where such purchases were made, and the projects for which the purchases were made."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1556 by Representative Daniel

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Transportation, Highways and Public Works adopted by the Senate on June 12, 1997, on line 2, change "Department" to "Development"

AMENDMENT NO. 2

On page 1, line 9, at the beginning of the line and before "The" insert "A."

Rep. Daniel moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Powell
Alario	Green	Pratt
Ansardi	Guillory	Quezaire
Barton	Hammett	Riddle
Baylor	Heaton	Romero
Bowler	Hebert	Rousselle
Brun	Holden	Salter
Bruneau	Hopkins	Scalise
Carter	Hudson	Schneider
Chaisson	Iles	Smith, J.D.—50th
Clarkson	Jenkins	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kenney	Strain
Damico	Lancaster	Theriot
Daniel	Landrieu	Thomas
Deville	LeBlanc	Thompson
DeWitt	Long	Thornhill
Diez	Marionneaux	Toomy
Dimos	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Vitter
Dupre	McDonald	Warner
Durand	Michot	Welch
Farve	Montgomery	Weston
Fauchoux	Morrell	Wiggins
Flavin	Morrish	Wilkerson
Fontenot	Odinet	Windhorst
Forster	Perkins	Winston
Frith	Pierre	Wright
Fruge	Pinac	
Total—89		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Hill	Murray
Alexander, R.—13th	Hunter	Shaw
Baudoin	Jetson	Walsworth
Bruce	Kennard	Willard-Lewis
Curtis	McMains	
Glover	Mitchell	
Total—16		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 431—
BY REPRESENTATIVE WILKERSON
AN ACT

To enact R.S. 39:330.4, relative to the incorporeal property owned by a public institution of higher education; to require that a transfer of ownership or of the right of use shall be by a public bid or request for proposal process; to restrict the use of the proceeds of such transfer; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 431 by Representative Wilkerson

AMENDMENT NO. 1

On page 1, line 3, delete "a transfer" and insert "certain transfers"

AMENDMENT NO. 2

On page 1, line 14, after "process" and before the period "." insert "if the estimated value of the transaction is ten thousand dollars or more"

AMENDMENT NO. 3

On page 2, line 5, after "chairs," insert "educational and general expenditures, intercollegiate athletic programs,"

Rep. Wilkerson moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pratt
Alario	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baylor	Hill	Rousselle
Bowler	Holden	Salter
Brun	Hopkins	Scalise
Bruneau	Hudson	Schneider
Carter	Hunter	Shaw
Chaisson	Iles	Smith, J.D.—50th
Clarkson	Jenkins	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kenney	Strain
Damico	Lancaster	Theriot
Daniel	Landrieu	Thomas
Deville	LeBlanc	Thompson
DeWitt	Long	Thornhill
Diez	Martiny	Toomy
Doerge	McCain	Travis
Donelon	McCallum	Triche
Dupre	McDonald	Vitter
Durand	McMains	Walsworth
Farve	Michot	Warner
Fauchoux	Montgomery	Welch
Flavin	Morrell	Weston
Fontenot	Morrish	Wiggins
Forster	Murray	Wilkerson
Frith	Odinet	Willard-Lewis
Fruge	Perkins	Windhorst
Gautreaux	Pierre	Winston
Glover	Pinac	Wright
Green	Powell	
Total—95		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Curtis	Marionneaux
Alexander, R.—13th	Dimos	Mitchell
Baudoin	Jetson	
Bruce	Kennard	
Total—10		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1564—

BY REPRESENTATIVES DOWNER, R. ALEXANDER, BARTON, COPELIN, DEVILLE, DIMOS, DUPRE, FLAVIN, FONTENOT, FORSTER, HUNTER, JOHNS, LANCASTER, LEBLANC, MCCAIN, MCDONALD, MCMAINS, MICHOT, PIERRE, SCALISE, JOHN SMITH, STELLY, TRICHE, WALSWORTH, WELCH, WIGGINS, WINDHORST, WINSTON, ANSARDI, BAUDOIN, BAYLOR, BRUCE, CARTER, CLARKSON, CRANE, DAMICO, DOERGE, DONELON, DURAND, FARVE, FAUCHEUX, FRITH, FRUGE, GUILLORY, HAMMETT, HEBERT, HILL, HOLDEN, JETSON, KENNARD, KENNEY, LANDRIEU, LONG, MARIONNEAUX, MARTINY, MCCALLUM, MITCHELL, MONTGOMERY, MORRELL, ODINET, PERKINS, POWELL, PRATT, QUEZAIRE, RIDDLE, ROMERO, ROUSSELLE, SALTER, SHAW, THOMAS, THOMPSON, THORNHILL, TRAVIS, VITTER, WARNER, WILLARD-LEWIS, AND WRIGHT

AN ACT

To enact R.S. 24:15, relative to the legislature; to create the Broadcast Education Network; to provide for the responsibilities and functions of the legislature and the Louisiana Educational Television Authority in relation thereto; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Downer, the bill was returned to the calendar subject to call.

HOUSE BILL NO. 1584—

BY REPRESENTATIVES MCDONALD AND DOWNER
AN ACT

To amend and reenact R.S. 17:3092(1) and (2), 3093(D)(1)(f) and (h), 3095(A)(2), (B), (C)(6) and (7), (D), (F), and (G), 3096(B)(2)(a), (D), and (E)(2), 3098(C) and (D), and 3099(A) and (C) and to enact R.S. 17:3091(C) and 3092(10) and R.S. 47:1508(B)(17), relative to the Louisiana Student Tuition Assistance and Revenue Trust Program; to provide legislative intent; to provide program definitions; to provide relative to program administration by the Louisiana Tuition Trust Authority and for powers and duties of the authority; to provide for adoption by the authority of certain rules pursuant to the Administrative Procedure Act; to provide relative to education savings accounts and education assistance accounts; to provide relative to the termination of depositor's agreements; to provide relative to the Louisiana Education and Tuition Savings Fund; to provide for release to the office of student financial assistance of a taxpayer's reported federal adjusted gross income under specified circumstances; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 1584 by Representative McDonald

AMENDMENT NO. 1

On page 1, line 4, after "3099(A) and (C)" insert ",and R.S. 22:647(C), (D), and (E)"

AMENDMENT NO. 2

On page 1, line 5, after "3092(10)" insert ", R.S. 22:647(F),"

AMENDMENT NO. 3

On page 1, line 14, after "Fund;" insert "to provide relative to the testamentary form of the designation of beneficiaries;"

AMENDMENT NO. 4

On page 9, between lines 19 and 20, insert the following:

"Section 2. R.S. 22:647(C), (D), and (E) are hereby amended and reenacted and R.S. 22:647(F) is hereby enacted to read as follows:

§647. Exemption of proceeds; life, endowment, annuity

* * *

C. The lawful beneficiary designated in an Education Assistance Account depositor's agreement to receive account funds in the event of the account owner's death, including the account owner's estate, of the funds contained in an Education Assistance Account established pursuant to R.S. 17:3095, heretofore or hereafter effected, shall be entitled to the proceeds and avails of the Education Assistance account against the creditors and representatives of the account owner or the person effecting the account, or the estate of either, and against the heirs and legatees of either such person, saving the rights of forced heirs, and such proceeds and avails shall also be exempt from all liability for any debt of such beneficiary or estate existing at the time the proceeds and avails are made available for his own use.

~~C. D.~~ The provisions of Sub-section Subsections A and B, and C of this Section shall apply:

(1) Whether or not the right to change the beneficiary is reserved or permitted in the policy, contract, or Education Assistance Account depositor's agreement; or

(2) Whether or not the policy, contract, or Education Assistance Account depositor's agreement is made payable to the person whose life is insured, to his estate or to the estate of an annuitant or to the estate of an Education Assistance Account owner if the beneficiary, assignee or payee shall predecease such person; except, that this Subsection shall not be construed so as to defeat any policy or contract provision which provides for disposition of proceeds in the event the beneficiary, assignee, or payee shall predecease the insured, annuitant, or Education Assistance Account owner.

~~D.~~ E. No person shall be compelled to exercise any rights, powers, options, or privileges under any such policy, contract, or Education Assistance Account depositor's agreement.

F. There shall be excepted from the provisions of this Section a debt secured by a pledge of a policy, any rights under such policy that may have been assigned, and any advance payments made on or against such policy."

AMENDMENT NO. 5

On page 9, line 20, change "Section 2." to "Section 3."

AMENDMENT NO. 6

On page 10, line 9, change "Section 3." to "Section 4."

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Rep. McDonald moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Ansardi	Hammett	Powell
Barton	Heaton	Pratt
Bowler	Hebert	Quezaire
Brun	Hill	Riddle
Bruneau	Hopkins	Rousselle
Carter	Hudson	Salter
Chaisson	Hunter	Scalise
Clarkson	Iles	Schneider
Copelin	Jenkins	Smith, J.D.—50th
Crane	Johns	Smith, J.R.—30th
Daniel	Kenney	Stelly
Deville	Lancaster	Strain
DeWitt	Landrieu	Theriot
Diez	LeBlanc	Thomas
Dimos	Long	Thompson
Doerge	Marionneaux	Toomy
Donelon	Martiny	Travis
Dupre	McCain	Vitter
Durand	McCallum	Walsworth
Farve	McDonald	Warner
Faucheux	McMains	Welch
Flavin	Michot	Weston
Fontenot	Montgomery	Wiggins
Forster	Morrell	Wilkerson
Frith	Morrish	Willard-Lewis
Fruge	Murray	Windhorst
Gautreaux	Odinet	Winston
Glover	Perkins	Wright
Total—90		

NAYS

Jetson
Total—1

ABSENT

Alexander, A.—93rd	Curtis	Romero
Alexander, R.—13th	Damico	Shaw
Baudoin	Holden	Thornhill
Baylor	Kennard	Triche
Bruce	Mitchell	
Total—14		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1588—
BY REPRESENTATIVES MICHOT AND BRUNEAU
AN ACT

To amend and reenact R.S. 24:772(A), relative to reports to the legislature; to provide for distribution of reports required to be submitted to the legislature; to provide that copies of such reports be sent to individual legislators only upon request of such legislator; to require each agency to annually submit a list of reports and publications to the members of the legislature; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jordan to Reengrossed House Bill No. 1588 by Representative Michot

AMENDMENT NO. 1

On page 1, line 6, after "to" delete "annually" and insert "semiannually"

AMENDMENT NO. 2

On page 2, line 1, after "distribute" delete "annually" and insert "semiannually"

Rep. Michot moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Powell
Alario	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baylor	Holden	Romero
Bowler	Hopkins	Rousselle
Brun	Hudson	Salter
Bruneau	Hunter	Scalise
Carter	Iles	Schneider
Chaisson	Jenkins	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kenney	Stelly
Damico	Lancaster	Strain
Daniel	Landrieu	Theriot
Deville	LeBlanc	Thomas
DeWitt	Long	Thompson
Diez	Marionneaux	Thornhill
Dimos	Martiny	Toomy
Doerge	McCain	Travis
Donelon	McCallum	Triche
Dupre	McDonald	Vitter
Durand	McMains	Walsworth
Farve	Michot	Warner
Faucheux	Montgomery	Welch
Flavin	Morrell	Weston
Forster	Morrish	Wiggins
Fruge	Murray	Wilkerson
Gautreaux	Odinet	Willard-Lewis
Glover	Perkins	Windhorst
Green	Pierre	Winston
Guillory	Pinac	Wright
Total—96		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Bruce	Frith
Alexander, R.—13th	Curtis	Kennard
Baudoin	Fontenot	Mitchell
Total—9		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1590—
BY REPRESENTATIVES PERKINS AND MURRAY
AN ACT

To amend and reenact R.S. 22:2002(7) and to enact R.S. 22:213.6 and 1214(22) and R.S. 40:2207, relative to health insurance; to prohibit the use of prenatal test results by health insurers under certain circumstances; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bajoie to Reengrossed House Bill No. 1590 by Representatives Perkins and Murray

AMENDMENT NO. 1

On page 1, line 2, after "22:213.6" insert a comma "," and "213.7,"

AMENDMENT NO. 2

On page 1, line 3, after "1214(22)" insert "and (23)"

AMENDMENT NO. 3

On page 1, line 5, after "circumstances;" insert the following:

"to provide for definitions relative to genetic testing; to prohibit the use of genetic test results by health insurers under certain circumstances; to provide for requirements for release of genetic information; to provide for penalties;"

AMENDMENT NO. 4

On page 1, line 8, after "22:213.6" insert a comma "," and "213.7," and after "1214(22)" insert "and (23)"

AMENDMENT NO. 5

On page 2, between lines 17 and 18, insert the following:

"§213.7. Prohibited discrimination; genetic information; disclosure requirements; definitions

A. As used in this Section, the following terms shall have the following meanings:

(1) "Collection" means obtaining a DNA sample or samples.

(2) "Compulsory disclosure" means any disclosure of genetic information mandated or required by federal or state law in connection with a judicial, legislative, or administrative proceeding.

(3) "Disclose" means to convey or to provide access to genetic information to a person other than the individual.

(4) "DNA" means deoxyribonucleic acid including mitochondrial DNA, complementary DNA, as well as any DNA derived from ribonucleic acid (RNA).

(5) "Family" includes an individual's blood relatives and any legal relatives, including a spouse or adopted child, who may have a material interest in the genetic information of the individual.

(6) "Genetic characteristic" means any gene or chromosome, or alteration thereof, that is scientifically or medically believed to cause a disease, disorder, or syndrome, or to be associated with a statistically significant increased risk of development of a disease, disorder, or syndrome.

(7) "Genetic analysis" means the process of characterizing genetic information from a human tissue sample.

(8) "Genetic information" means all information about genes, gene products, inherited characteristics, or family history/pedigree that is expressed in common language.

(9) "Genetic test" means any test for determining the presence or absence of genetic characteristics in an individual, including tests of nucleic acids, such as DNA, RNA, and mitochondrial DNA, chromosomes, or proteins in order to diagnose or identify a genetic characteristic.

(10) "Individual" means the source of a human tissue sample from which a DNA sample is extracted or genetic information is characterized.

(11) "Individual identifier" means a name, address, social security number, health insurance identification number, or similar information by which the identity of an individual can be determined with reasonable accuracy, either directly or by reference to other available information. Such term does not include characters, numbers, or codes assigned to an individual or a DNA sample that cannot singly be used to identify an individual.

(12) "Insurer" means any hospital, health, or medical expense insurance policy, hospital or medical service contract, employee welfare benefit plan, health and accident insurance policy, or any other insurance contract of this type, including a group insurance plan, or any policy of group, family group, blanket, or franchise health and accident insurance, a self-insurance plan, health maintenance organization, and preferred provider organization, including insurance agents and third party administrators, which delivers or issues for delivery in this state an insurance policy or plan.

(13) "Person" means all persons other than the individual who is the source of a tissue sample and shall include a family, corporation, partnership, association, joint venture, government, governmental subdivision or agency, and any other legal or commercial entity.

(14) "Research" means scientific investigation that includes systematic development and testing of hypotheses for the purpose of increasing knowledge.

(15) "Storage" means retention of a DNA sample or of genetic information for an extended period of time after the initial testing process.

B.(1) No insurer shall, on the basis of any genetic information concerning an individual or family member or on the basis of an individual's or family member's request for or receipt of genetic services, or the refusal to submit to a genetic test or make available the results of a genetic test:

(a) Terminate, restrict, limit, or otherwise apply conditions to the coverage of an individual or family member under the policy or plan, or restrict the sale of the policy or plan to an individual or family member.

(b) Cancel or refuse to renew the coverage of an individual or family member under the policy or plan.

(c) Deny coverage or exclude an individual or family member from coverage under the policy or plan.

(d) Impose a rider that excludes coverage for certain benefits or services under the policy or plan.

(e) Establish differentials in premium rates or cost sharing for coverage under the policy or plan.

(f) Otherwise discriminate against an individual or family member in the provision of insurance.

(2) No insurer shall require an applicant for coverage under the policy or plan, or an individual or family member who is presently covered under a policy or plan, to be the subject of a genetic test or to be subjected to questions relating to genetic information.

(3) All insurers shall, in the application or enrollment information provided by the insurer concerning a policy or plan, provide an applicant or enrollee with a written statement disclosing the rights of the applicant or enrollee under this Section. Such statement shall be in a form and manner that is noticeable to and understandable by an average applicant or enrollee.

C.(1) No insurer shall obtain genetic information from an insured or enrollee, or from their DNA sample, without first obtaining written informed consent from the insured, enrollee, or their representative.

(a) To be valid, an authorization for disclosure of genetic information shall:

(i) Be in writing, signed by the individual and dated on the date of such signature.

(ii) Identify the person permitted to make the disclosure.

(iii) Describe the specific genetic information to be disclosed.

(iv) Identify the person to whom the information is to be disclosed.

(v) Describe with specificity the purpose for which the disclosure is being made.

(vi) State the date upon which the authorization will expire, which in no event shall be more than sixty days after the date of the authorization.

(vii) Include a statement that the authorization is subject to revocation at any time before the disclosure is actually made or the individual is made aware of the details of the genetic information.

(viii) Include a statement that the authorization shall be invalid if used for any purpose other than the described purpose for which the disclosure is made.

(b) A copy of the authorization shall be provided to the individual.

(c) An individual may revoke or amend the authorization, in whole or in part, at any time.

(d) A general authorization for the release of medical records or medical information shall not be construed as an authorization for disclosure of genetic information. With respect to medical records

that contain genetic information, the requirements for disclosure of genetic information under this Section must be complied with.

D. The requirements of this Section shall not apply to the genetic information obtained:

(1) By a state, parish, municipal, or federal law enforcement agency for the purposes of establishing the identity of a person in the course of a criminal investigation or prosecution.

(2) To determine paternity.

(3) To determine the identity of deceased individuals.

(4) For anonymous research where the identity of the subject will not be released.

(5) Pursuant to newborn screening requirements established by state or federal law.

(6) As authorized by federal law for the identification of persons.

(7) By the Department of Social Services or by a court having juvenile jurisdiction as set forth in Children's Code Article 302 for the purposes of child protection investigations or neglect proceedings.

E. An insured's or enrollee's genetic information is the property of the insured or enrollee. No person shall retain an insured's or enrollee's genetic information without first obtaining authorization from the insured, enrollee, or their representative, unless retention is:

(1) For the purposes of a criminal or death investigation or for use of in a criminal or juvenile proceeding.

(2) To determine paternity.

F.(1) Any person who through negligence collects, stores, or analyzes a DNA sample in violation of this Section, or discloses genetic information in violation of this Section, shall be liable to the individual for each such violation in an amount equal to:

(a) Any actual damages sustained as a result of the collection, storage, analysis, or disclosure, or fifty thousand dollars, whichever is greater.

(b) Treble damages, in any case where such a violation resulted in profit or monetary gain.

(c) The costs of the action together with reasonable attorney fees as determined by the court, in the case of a successful action to enforce any liability under this Section.

(2) Any person who:

(a) Through a request, the use of persuasion, under threat, or with a promise of reward, willfully induces another to collect, store, or analyze a DNA sample in violation of this Section; or

(b) Willfully collects, stores, or analyzes a DNA sample in violation of this Section, or willfully discloses genetic information in violation of this Section, shall be liable to the individual for each such violation in an amount equal to:

(i) Any actual damages sustained as a result of the collection, analysis, or disclosure, or one hundred thousand dollars, whichever is greater.

(ii) The costs of the action together with reasonable attorney fees as determined by the court, in the case of a successful action under this Section."

AMENDMENT NO. 6

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

"(23) The discrimination against an insured, enrollee, or beneficiary in the issuance, payment of benefits, withholding of coverage, cancellation or nonrenewal of a policy, contract, plan, or program based upon the results of a genetic test or receipt of genetic information. The provisions of this Paragraph shall only apply to insurers as defined in R.S. 22:213.7(A)(12)."

AMENDMENT NO. 7

On page 3, line 14, after "R.S. 22:213.6" insert "and 213.7"

AMENDMENT NO. 8

On page 3, line 21, after "results" insert a semi-colon ";" and "genetic information"

AMENDMENT NO. 9

On page 3, line 23, after "22:213.6" insert "and 213.7"

AMENDMENT NO. 10

On page 3, line 24, after "results" insert "and genetic information"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Reengrossed House Bill No. 1590 by Representative Perkins

AMENDMENT NO. 1

In Senate Floor Amendment No. 5 proposed by Senator Bajoie and adopted by the Senate on June 18, 1997, on page 4, after line 54, insert the following:

"G. Notwithstanding any provision to the contrary, this Section does not apply to any actions of an insurer or third parties dealing with an insurer taken in the ordinary course of business in connection with the sale, issuance or administration of a life, disability income, or long-term care insurance policy."

AMENDMENT NO. 2

In Senate Floor Amendment No. 6 proposed by Senator Bajoie and adopted by the Senate on June 18, 1997, on page 5, line 7, after "information." delete the remainder of the line and delete line 8 and insert the following:

"Actions of an insurer or third parties dealing with an insurer taken in the ordinary course of business in connection with the sale, issuance or administration of a life, disability income, or long-term care insurance policy are exempt from the provisions of this Paragraph."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Robichaux to Reengrossed House Bill No. 1590 by Representative Perkins

AMENDMENT NO. 1

On page 2, line 5, after "plan" insert "in force" and delete the comma and insert a period "."

AMENDMENT NO. 2

On page 2, line 7, after "plan" insert "in force"

AMENDMENT NO. 3

On page 2, line 9, after "plan" insert "in force"

AMENDMENT NO. 4

On page 2, line 11, after "plan" insert "in force"

AMENDMENT NO. 5

On page 2, line 13, after "plan" insert "in force"

Rep. Perkins moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander, R.—13th	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Brun	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	Kenney	Strain
Damico	Lancaster	Theriot
Daniel	Landrieu	Thomas
Deville	LeBlanc	Thompson
DeWitt	Long	Thornhill
Diez	Martiny	Toomy
Dimos	McCain	Travis
Doerge	McCallum	Triche
Donelon	McDonald	Vitter
Dupre	McMains	Walsworth
Durand	Michot	Warner
Faucheux	Mitchell	Welch
Flavin	Montgomery	Weston
Fontenot	Morrell	Wiggins
Forster	Morrish	Wilkerson
Frith	Murray	Willard-Lewis
Fruge	Odinot	Windhorst
Gautreaux	Perkins	Winston
Glover	Pierre	Wright
Green	Pinac	
Total—98		

NAYS

Total—0

ABSENT

Alexander, A.—93rd Curtis Marionneaux

Baudoin Farve
Bruce Hudson
Total—7

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1592—

BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 9:3572.1, 3572.2(A)(introductory paragraph) and (2) and (B)(introductory paragraph) and (1), 3572.3(A), 3572.4, 3572.5(A)(introductory paragraph), (1)(g) and (h), (2)(g), (h), and (i), and (B)(2)(introductory paragraph), 3572.6, 3572.7, 3572.8(A), 3572.9, 3572.10, 3572.11, 3572.12(B) through (D) and (E)(1), relative to loan brokers; to provide a definition; to provide for exceptions to licensing and bond requirements; to provide relative to licensing procedure; to provide relative to records and examination by the commissioner; to provide relative to violations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 1592 by Representative Travis

AMENDMENT NO. 1

On page 1, line 7, after "9:3572.2" insert "(A)(4) and"

AMENDMENT NO. 2

On page 2, line 2, after "9:3572.2" insert "(A)(4) and"

AMENDMENT NO. 3

On page 2, between lines 18 and 19, insert the following:

"(4) Persons subject to licensing, supervision, or auditing by the Federal National Mortgage Association, the Federal Home Loan Mortgage Corporation, the Government National Mortgage Association, the Veterans Administration, or the United States Department of Housing and Urban Development as an approved seller, servicer or issuer.

* * *

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1592 by Representative Travis

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Commerce and Consumer Protection adopted by the Senate on May 15, 1997, on line 11 following "servicer" and before "or" insert a comma ","

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker	Guillory	Pratt
Alario	Hammett	Quezaire
Alexander, R.—13th	Heaton	Riddle
Ansardi	Hebert	Romero
Barton	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Brun	Hudson	Schneider
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Jetson	Stelly
Copelin	Johns	Strain
Crane	Kennard	Theriot
Damico	Kenney	Thomas
Daniel	Lancaster	Thompson
Deville	Landrieu	Thornhill
DeWitt	LeBlanc	Toomy
Diez	Long	Travis
Dimos	Marionneaux	Triche
Doerge	Martiny	Vitter
Donelon	McCain	Walsworth
Dupre	McCallum	Warner
Durand	McDonald	Welch
Farve	McMains	Weston
Faucheux	Michot	Wiggins
Flavin	Montgomery	Wilkerson
Forster	Morrell	Willard-Lewis
Frith	Murray	Windhorst
Fruge	Odinot	Winston
Gautreaux	Perkins	Wright
Glover	Pierre	
Green	Pinac	
Total—97		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Curtis	Morrish
Baudoin	Fontenot	Powell
Bruce	Mitchell	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1597—

BY REPRESENTATIVES BRUNEAU, LANCASTER, COPELIN, MURRAY, ROUSSELLE, SCALISE, WELCH, WINSTON, AND HUNTER
AN ACT

To amend and reenact R. S. 18:3(A)(3), 59(I)(2), 110(B)(1), 171, 171.1(A)(1), 176, 193(A), (B), (C), (E), and (F), 196(B)(3), 198(A), 402(F)(5), 431(A)(1)(a), 433(A)(1), (2), and (3) and (D), 434(B)(6), 467(2), 469(A), 532(B)(1) and (E), 532.1(B), (C)(1), (2)(a) and (3)(a), and (D), 551(B)(2) and (E), 553(B), 573(A)(3), 574(E)(1), 575(B), 591, 601, 602(E)(2)(a) and (d), 604(B)(2)(a) and (c), 621(B), 652(A), 654, 1278(B), 1279, 1280.22, 1285(B)(1), 1300(C)(2)(a), 1300.7(B), 1306(B), 1309(A)(2) and (D), 1313(B) and (I), 1314(C) and (D), 1402(C), 1495(B)(19) and (C), 1505.2(C)(1), 1903, and 1904, to enact R.S. 18:177, 401.1, 1307(E), and 1463(D) and (E), and to repeal R.S. 18:532.1(H) and 1399(A), relative to the election code; to make technical changes to the elections code; to require

the date of birth to be included on petitions submitted to the registrar; to allow the use of temporary personnel to conduct absentee voting; to allow a change of registration or address between the primary and general elections for certain persons; to provide that a person moving within the parish will not be placed on the inactive list; to provide for procedures for notification of registrars of persons under an order of imprisonment; to provide a procedure for suspension of registration; to provide for a procedure for reinstatement of the registration of a person whose registration has been suspended; to provide with respect to the conduct of elections in the event of a state of emergency; to change the period of time that the clerk of court can conduct the annual course of instruction for commissioners; to require that during his term of office a commissioner-in-charge must remain a certified commissioner; to provide that a commissioner affiliated with each recognized political party will be assigned to each precinct in the parish provided there are such commissioners available; to provide with respect to the reopening of qualifying due to the death of a candidate; to provide for two separate ballots when the special election to fill a vacancy and the regularly scheduled election cover different geographic areas; to provide procedures for inspection and preparation of voting machines at the polling places; to allow for reinspection of voting machines and inspection of absentee ballot flaps upon a candidate's written request; to provide for procedures for promulgation of election returns for candidates; to require inclusion of the qualifying dates in the proclamation calling an election to fill a vacancy; to eliminate the requirement to send certain notices by certified or registered mail; to clarify certain issues and procedures with respect to the presidential preference primary; to provide the deadline for submission of the notice and changes thereto for proposition elections; to provide with respect to certain procedures regarding absentee voting; to provide for the counting of absentee ballots; to provide that for informational purposes the registrar may assist the clerk of court in conducting the course of instruction for commissioners; to allow extension of absentee voting hours under certain circumstances; to allow the secretary of state and the commissioner of elections to present evidence in a contested election; to make technical changes relating to the candidate's reports under the Campaign Finance Disclosure Act; to remove references to repealed provisions; to provide for precinct freezes and other areas with respect to reapportionment; to provide the procedure for notice of challenge and cancellation of registration; to change the qualifying dates for congressional elections; to provide with respect to printing of ballots in uniform type; to provide penalties for distributing false political material; to provide with respect to filling of vacancies; to provide when resignations become effective; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Brun, the bill was returned to the calendar subject to call.

HOUSE BILL NO. 1623—
BY REPRESENTATIVE BRUN

AN ACT

To amend and reenact and as amended in arrange to proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(6)(l) of the Constitution of 1921, continued as statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2476(L), relative to municipal fire and police civil service boards in municipalities with populations of not less than thirteen thousand nor more than two hundred fifty thousand; to remove the authority of the

board to require the state examiner to act as secretary of the board; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1623 by Representative Brun

AMENDMENT NO. 1

On page 1, line 2, following "and" and before "as" insert a comma "," and after "amended" change "in arrange to" to ", to arrange in"

Rep. Brun moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Powell
Alexander, R.—13th	Guillory	Pratt
Ansardi	Hammett	Quezairé
Barton	Heaton	Riddle
Baylor	Hebert	Romero
Bowler	Holden	Rousselle
Brun	Hopkins	Salter
Bruneau	Hudson	Scalise
Carter	Hunter	Schneider
Chaisson	Iles	Shaw
Clarkson	Jenkins	Smith, J.D.—50th
Copelin	Jetson	Smith, J.R.—30th
Crane	Johns	Strain
Damico	Kennard	Theriot
Daniel	Kenney	Thomas
Deville	Lancaster	Thompson
DeWitt	Landrieu	Thornhill
Diez	LeBlanc	Toomy
Dimos	Long	Travis
Doerge	Martiny	Triche
Donelon	McCain	Vitter
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	McMains	Welch
Faucheux	Michot	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Forster	Murray	Windhorst
Frith	Odinot	Winston
Fruge	Perkins	Wright
Gautreaux	Pierre	
Total—95		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Hill	Stelly
Baudoin	Marionneaux	Willard-Lewis
Bruce	Mitchell	
Curtis	Morrish	

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Total—10

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1692—

BY REPRESENTATIVE DIEZ

AN ACT

To enact R.S. 48:381(A)(5), relative to use and occupancy of highways; to provide for permits to locate facilities within highway rights-of-way; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 1692 by Representative Diez

AMENDMENT NO. 1

On page 1, line 16, after "servitude." delete the remainder of the line and delete line 17, and on page 2, delete lines 1 through 3

Rep. Diez moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for Amendment No. 1, including Mr. Speaker, Alario, Ansardi, Baylor, Bowler, Brun, Bruneau, Carter, Chaisson, Clarkson, Copelin, Crane, Curtis, Damico, Daniel, Deville, DeWitt, Diez, Dimos, Doerge, Donelon, Dupre, Durand, Farve, Fauchaux, Flavin, Fontenot, Forster, Frith, Fruge, Gautreaux, and Glover.

Total—95

NAYS

Total—0

ABSENT

Table listing names of representatives who were absent: Alexander, A.—93rd Bruce, Alexander, R.—13th Kennard, Barton Michot, Baudoin Mitchell, Total—10.

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1487—

BY REPRESENTATIVES DIEZ AND DEWITT

AN ACT

To amend and reenact R.S. 48:205(A) and (B), relative to general administrative functions of the Department of Transportation and Development; to increase the amount above which purchases are made by public bids; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1487 by Representative Diez

AMENDMENT NO. 1

On page 1, line 7, following "(B)" and before "hereby" change "is" to "are"

Rep. Diez moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for Amendment No. 1, including Mr. Speaker, Alario, Alexander, R.—13th Green, Ansardi Guillory, Barton Hammett, Baudoin Heaton, Baylor Hebert, Bowler Hill, Bruce Holden, Brun Hopkins, Bruneau Hudson, Carter Hunter, Chaisson Iles, Clarkson Jetson, Copelin Johns, Crane Kennard, Damico Kenney, Daniel Lancaster, Gautreaux, Glover, Pierre, Pinac, Powell, Pratt, Quezaire, Riddle, Romero, Rousselle, Salter, Scalise, Schneider, Shaw, Smith, J.D.—50th, Smith, J.R.—30th, Strain, Theriot, and Thomas.

Deville	Landrieu	Thompson
DeWitt	LeBlanc	Thornhill
Diez	Long	Toomy
Dimos	Marionneaux	Travis
Doerge	Martiny	Triche
Donelon	McCain	Vitter
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	McMains	Welch
Faucheux	Michot	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wright

Total—99

NAYS

Jenkins
Total—1

ABSENT

Alexander, A.—93rd	Mitchell	Willard-Lewis
Curtis	Perkins	

Total—5

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1698—
BY REPRESENTATIVE HOLDEN
AN ACT

To amend and reenact R.S. 48:251, relative to highway construction contracts; to require warranties in state contracts for highway construction; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1698 by Representative Holden

AMENDMENT NO. 1

On page 2, line 5, delete "at least"

AMENDMENT NO. 2

On page 2, line 8, after "Joint" delete the remainder of the line and add "Legislative Committee on Transportation, Highways, and Public Works"

AMENDMENT NO. 3

On page 2, at the beginning of line 9, delete "Works Committee"

Rep. Holden moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander, R.—13th	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Rousselle
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Brun	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Copelin	Kenney	Theriot
Crane	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Morrell	Wiggins
Flavin	Morrish	Wilkerson
Forster	Murray	Willard-Lewis
Frith	Odinet	Windhorst
Gautreaux	Perkins	Winston
Glover	Pierre	Wright
Green	Pinac	

Total—98

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Fontenot	Montgomery
Curtis	Fruge	
Dupre	Mitchell	

Total—7

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1699—
BY REPRESENTATIVES JETSON AND FAUCHEUX
AN ACT

To amend and reenact R.S. 48:35, relative to minimum safety standards for highway design, maintenance, and construction; to require the Department of Transportation and Development to adopt rules to establish standards for reflective materials used on highway construction, repair, and maintenance projects; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1699 by Representative Jetson

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AMENDMENT NO. 1

On page 1, line 13, after "The" delete "office of highways of the"

AMENDMENT NO. 2

On page 2, line 15, after "1987," delete "the office of highways of the"

AMENDMENT NO. 3

On page 3, line 10, after "The" delete "office of highways of the"

AMENDMENT NO. 4

On page 4, at the end of line 4, delete "the"

AMENDMENT NO. 5

On page 4, at the beginning of line 5, delete "office of highways of"

AMENDMENT NO. 6

On page 4, at the beginning of line 6, change "Developmnt" to "Development"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Engrossed House Bill No. 1699 by Representative Jetson

AMENDMENT NO. 1

On page 2, line 7, after "designate" delete the remainder of the line and insert in lieu thereof "highways within the state highway system"

AMENDMENT NO. 2

On page 2, delete line 8 and insert in lieu thereof "for"

Rep. Jetson moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pinac
Alario	Glover	Powell
Alexander, R.—13th	Green	Pratt
Ansardi	Guillory	Quezaire
Barton	Hammitt	Riddle
Baudoin	Heaton	Romero
Baylor	Hebert	Rousselle
Bowler	Holden	Salter
Bruce	Hopkins	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Strain
Crane	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis

Diez	Marionneaux	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinot	Winston
Frith	Perkins	Wright
Fruge	Pierre	

Total—98

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Hudson	Thompson
Curtis	Michot	
Hill	Mitchell	

Total—7

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1707—

BY REPRESENTATIVE RIDDLE

AN ACT

To enact Part VII of Chapter 12 of Title 40 of the Louisiana Revised Statutes of 1950, to consist of R.S. 40:2254.1 through 2254.12, relative to certificates of public advantage; to authorize certain health care facilities and providers to enter into cooperative, merger, joint venture, and consolidation agreements; to authorize the Department of Justice to provide immunity to health care providers to enter agreements that might otherwise be considered violations of antitrust laws through certificates of public advantage; to specify the agreements eligible for such certificates; to provide for the types of health care providers eligible; to provide for an application process; to provide for grounds for approval, denial, or revocation of a certificate; to provide for denial, appeal of denial, and amendment of such certificate; to provide for powers and duties of the Department of Justice and the attorney general related to certificates, including recordkeeping, rulemaking, enforcement of terms and conditions of agreements, and the imposition of fees; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1707 by Representative Riddle

AMENDMENT NO. 1

On page 3, line 2, between "prosecution" and "as" insert "by the state or by any district attorney in the state"

AMENDMENT NO. 2

On page 3, line 23, between "A" and "health" insert "private"

AMENDMENT NO. 3

On page 3, line 24, between "other" and "health" insert "private"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Reengrossed House Bill No. 1707 by Senator Riddle

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 2 and 3 proposed by the Senate committee on Health and Welfare and adopted by the Senate on June 5, 1997, in its entirety.

Rep. Riddle moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Powell
Alexander, R.—13th	Guillory	Pratt
Ansardi	Hammett	Quezairé
Barton	Heaton	Riddle
Baudoin	Hebert	Romero
Baylor	Hill	Rousselle
Bowler	Holden	Salter
Bruce	Hopkins	Scalise
Brun	Hudson	Schneider
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Jetson	Stelly
Copelin	Johns	Strain
Crane	Kennard	Theriot
Damico	Kenney	Thomas
Daniel	Lancaster	Thompson
Deville	Landrieu	Thornhill
DeWitt	LeBlanc	Toomy
Diez	Long	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Montgomery	Weston
Faucheux	Morrell	Wiggins
Flavin	Morrish	Wilkerson
Fontenot	Murray	Willard-Lewis
Forster	Odinet	Windhorst
Frith	Perkins	Winston
Gautreaux	Pierre	
Total—98		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Marionneaux	Wright
Curtis	Michot	
Frige	Mitchell	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2347 (Substitute for House Bill No. 660 By Representative Riddle, et al.)—

BY REPRESENTATIVES RIDDLE, MCMAINS, FRITH, FRUGE, JOHNS, LANDRIEU, MCCAIN, STELLY, THORNHILL, WALSWORTH, WRIGHT, KENNEY, AND VITTER

AN ACT

To enact Chapter 1 of Code Title XIX of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9:4101 through 4112, to redesignate existing Chapters 1 and 2 of Code Title XIX of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950 as Chapters 2 and 3 thereof, and to rename Code Title XIX thereof, all relative to alternative dispute resolution; to provide for mediation; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 2347 by Representative Riddle, et al.

AMENDMENT NO. 1

On page 2, line 22, change "both parties," to "a party"

AMENDMENT NO. 2

On page 4, line 10, delete "In" and insert in lieu thereof "After an order referring a case for mediation has been signed in a" and change "cases" to case"

AMENDMENT NO. 3

On page 5, at the end of line 6, insert a colon ":

AMENDMENT NO. 4

On page 5, at the beginning of line 7, delete "a" and insert in lieu thereof "(1) A"

AMENDMENT NO. 5

On page 5, line 10, change "this" to "any"

AMENDMENT NO. 6

On page 5, between lines 12 and 13 insert the following:

"(2) A person, whether or not licensed to practice law, must have mediated more than twenty-five disputes or must have engaged in more than five hundred hours of dispute resolutions prior to January 1, 1998. The ADR Section shall determine the proper method by which to certify the requirements hereof."

AMENDMENT NO. 7

On page 5, line 15 delete "an" and insert in lieu thereof "six hours of annual training in alternative dispute resolutions in a continuing education course approved by the" and at the end of the line insert a period "." and delete lines 16 and 17 in their entirety

AMENDMENT NO. 8

On page 6, at the end of line 24, insert the following:

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"The mediator may intervene in any pending civil case between the parties to the mediation to enforce payment of the cost of the mediation. An intervention to enforce payment of the cost of the mediation shall be disposed of as a summary proceeding."

AMENDMENT NO. 9

On page 7, line 14, after "mediation" and before "conducted" insert ", whether or not"

AMENDMENT NO. 10

On page 7, line 15, delete "pursuant to" and insert in lieu thereof "under" and delete "are confidential," and insert in lieu thereof "and whether before or after the institution of formal judicial proceedings,"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cox to Reengrossed House Bill No. 2347 by Representative Riddle, et al.

AMENDMENT NO. 1

On page 6, between lines 11 and 12 insert the following:

"Mediation shall be completed within ninety days of notice of appointment of the mediator, unless extended by agreement of all parties."

AMENDMENT NO. 2

On page 6, line 17, after "Unless" insert the following:

"otherwise ordered by the court in its referral order or unless"

Rep. Riddle moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. Marionneaux moved that the amendments proposed by the Senate be rejected.

Rep. Riddle objected.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS', including Mr. Speaker, Alario, Alexander, A.—93rd, Baylor, Bowler, Brun, Bruneau, Carter, Clarkson, Copelin, Crane, Curtis, Damico, Diez, Dimos, Doerge, Dupre, Farve, Fontenot, Gautreaux, Green, Guillory, Heaton, Hudson, Iles, Jenkins, Kennard, Kenney, Lancaster, Long, Marionneaux, McCallum, McDonald, Montgomery, Morrell, Odinet, Pierre, Pinac, Pratt, Quezairé, Romero, Rousselle, Salter, Scalise, Schneider, Shaw, Smith, J.R.—30th, Theriot, Thomas, Thornhill, Toomy, Warner, Welch, and Windhorst.

Fauchoux Total—57

Perkins

Wright

NAYS

Alexander, R.—13th, Barton, Baudoïn, Bruce, Chaisson, Daniel, Deville, Donelon, Durand, Flavin, Frith, Fruge, Total—36

Hammett, Hebert, Hill, Holden, Hunter, Johns, Landrieu, LeBlanc, McCain, McMains, Michot, Morrish

Murray, Powell, Riddle, Smith, J.D.—50th, Stelly, Strain, Triche, Vitter, Wiggins, Wilkerson, Willard-Lewis, Winston

ABSENT

Ansardi, DeWitt, Forster, Glover, Total—12

Hopkins, Jetson, Martiny, Mitchell

Thompson, Travis, Walsworth, Weston

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1738—

BY REPRESENTATIVE FARVE

AN ACT

To enact R.S. 15:827(A)(5), relative to the duties of the Department of Public Safety and Corrections; to require the department to devise and offer a comprehensive program of released offender transition services; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 1738 by Representative Farve

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 15:" insert "765 and"

AMENDMENT NO. 2

On page 1, line 3, after "Corrections;" insert "to provide relative to the release of prisoners in certain parish prisons;"

AMENDMENT NO. 3

On page 1, line 7, after "R.S. 15:" insert "765 and" and change "is" to "are"

AMENDMENT NO. 4

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

"§765. Release of prisoners; authority in certain parishes

In any parish with a population exceeding four hundred thousand persons which does not have a municipality with

boundaries coterminous with those of the parish, whenever prisoners in the parish prison are required to be released for reasons of overcrowding, court orders relating to prison conditions, or for other reasons relating to prison conditions generally, no prisoner shall be released prior to obtaining the order of a judge of the judicial district court.

* * *

Rep. Farve moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Glover	Pinac
Alexander, A.—93rd	Green	Powell
Alexander, R.—13th	Guillory	Pratt
Ansardi	Hammett	Quezairé
Barton	Heaton	Riddle
Baylor	Hebert	Romero
Bowler	Hill	Rousselle
Bruce	Holden	Salter
Brun	Hopkins	Scalise
Bruneau	Hudson	Schneider
Carter	Hunter	Shaw
Chaisson	Iles	Smith, J.D.—50th
Clarkson	Jenkins	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Forster	Morrish	Willard-Lewis
Frith	Odinot	Windhorst
Fruge	Perkins	Winston
Gautreaux	Pierre	Wright
Total—99		

NAYS

Total—0

ABSENT

Mr. Speaker	Fontenot	Mitchell
Baudoin	Jetson	Murray
Total—6		

The amendments proposed by the Senate were concurred in by the House.

Acting Speaker McDonald in the Chair

HOUSE BILL NO. 1806—

BY REPRESENTATIVES R. ALEXANDER AND DEWITT
AN ACT

To enact Part XI-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2197, relative to rural health clinics; to authorize the Department of Health and Hospitals to license rural health clinics; to prohibit operation of a rural health clinic without a license; to require the department to prescribe and publish minimum standards, rules, and regulations as necessary; to provide that licenses issued for rural health clinics are not transferrable or assignable between persons, rural health clinics, or both; to provide for the location of each rural health clinic; to require each location of a rural health clinic to be separately licensed; to provide for exemptions; to define rural health clinic and midlevel practitioner; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1806 by Representative Rodney Alexander

AMENDMENT NO. 1

On page 1, line 9, delete "to provide for the", delete lines 10 and 11, and insert "to"

AMENDMENT NO. 2

On page 2, line 26, after "both." delete the remainder of the line and on page 3, delete lines 1 through 22

AMENDMENT NO. 3

On page 3, line 23, change "E." to "D."

AMENDMENT NO. 4

On page 4, line 9, change "F." to "E."

AMENDMENT NO. 5

On page 4, between lines 11 and 12, insert the following:

"F.(1) No provision of this Part, or any rule or regulation adopted pursuant thereto restricting location of a rural health clinic, shall apply to an applicant for licensure as a rural health clinic if the applicant or a related entity agreed to establish such clinic as part of an agreement providing for the sale or transfer of a hospital service district hospital approved by the electorate of the district prior to July 1, 1997.

(2) A rural health clinic described in Paragraph (1) shall not be required to be licensed by the state in order to receive certification as a rural health clinic by the Health Care Financing Administration for a period of one year after the effective date of this Section."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Reengrossed House Bill No. 1806 by Representative Rodney Alexander

AMENDMENT NO. 1

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On page 2, delete lines 14 and 15

AMENDMENT NO. 2

On page 2, line 16, delete "(2)" and insert "(1)"

AMENDMENT NO. 3

On page 2, line 16, delete "(3)" and insert "(2)"

AMENDMENT NO. 4

On page 2, line 16, delete "(4)" and insert "(3)"

AMENDMENT NO. 5

On page 2, line 16, delete "(5)" and insert "(4)"

AMENDMENT NO. 6

On page 2, line 16, delete "(6)" and insert "(5)"

AMENDMENT NO. 7

On page 2, line 16, delete "(7)" and insert "(6)"

AMENDMENT NO. 8

On page 2, line 16, delete "(8)" and insert "(7)"

Rep. Rodney Alexander moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Powell
Alexander, R.—13th	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Strain
Crane	Kenney	Theriot
Curtis	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Wiggins
Farve	Montgomery	Wilkerson

Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinot	Wright
Frith	Perkins	

Total—101

NAYS

Total—0

ABSENT

Gautreaux	Mitchell
Glover	Weston
Total—4	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1810—

BY REPRESENTATIVES DONELON, ANSARDI, CHAISSON, JOHNS, MARTINY, MCMAINS, MICHOT, MONTGOMERY, PIERRE, JACK SMITH, STELLY, WINDHORST, AND BAYLOR AND SENATORS LENTINI, BEAN, CRAVINS, HEITMEIER, HINES, AND TARVER

AN ACT

To enact Part XVII-A of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:820 and 821 and R.S. 22:1004.1 through 1004.8, relative to domestic mutual insurance companies; to permit the conversion of the corporate status of domestic insurers; to provide certain criteria, including the prior approval of the commissioner of insurance and certain policyholders; to permit the domestic mutual company to convert to an intermediate holding company and mutual insurance holding company; to provide delineated authority of the commissioner for the intermediate and mutual holding companies; to provide that the mutual insurance holding company and the intermediate holding company not to be considered engaging in the business of insurance; to provide certain definitions; to provide certain participation by the holding company in certain insurer's delinquency proceedings; to provide that a majority of the voting shares of the capital stock of the reorganized companies will be held by the mutual insurance holding company; to exempt membership interests in the domestic mutual insurance holding company from the requirements of securities law; to provide majority ownership of the mutual insurance holding company to the intermediate holding company; to provide that a good faith lack of compliance with the notice requirements would not impair the conversion; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Vitter, the bill was returned to the calendar subject to call.

HOUSE BILL NO. 1597—

BY REPRESENTATIVES BRUNEAU, LANCASTER, COPELIN, MURRAY, ROUSSELLE, SCALISE, WELCH, WINSTON, AND HUNTER

AN ACT

To amend and reenact R. S. 18:3(A)(3), 59(I)(2), 110(B)(1), 171, 171.1(A)(1), 176, 193(A), (B), (C), (E), and (F), 196(B)(3), 198(A), 402(F)(5), 431(A)(1)(a), 433(A)(1), (2), and (3) and (D), 434(B)(6), 467(2), 469(A), 532(B)(1) and (E), 532.1(B), (C)(1), (2)(a) and (3)(a), and (D), 551(B)(2) and (E), 553(B), 573(A)(3), 574(E)(1), 575(B), 591, 601, 602(E)(2)(a) and (d), 604(B)(2)(a) and (c), 621(B), 652(A), 654, 1278(B), 1279, 1280.22, 1285(B)(1), 1300(C)(2)(a), 1300.7(B), 1306(B),

1309(A)(2) and (D), 1313(B) and (I), 1314(C) and (D), 1402(C), 1495(B)(19) and (C), 1505.2(C)(1), 1903, and 1904, to enact R.S. 18:177, 401.1, 1307(E), and 1463(D) and (E), and to repeal R.S. 18:532.1(H) and 1399(A), relative to the election code; to make technical changes to the elections code; to require the date of birth to be included on petitions submitted to the registrar; to allow the use of temporary personnel to conduct absentee voting; to allow a change of registration or address between the primary and general elections for certain persons; to provide that a person moving within the parish will not be placed on the inactive list; to provide for procedures for notification of registrars of persons under an order of imprisonment; to provide a procedure for suspension of registration; to provide for a procedure for reinstatement of the registration of a person whose registration has been suspended; to provide with respect to the conduct of elections in the event of a state of emergency; to change the period of time that the clerk of court can conduct the annual course of instruction for commissioners; to require that during his term of office a commissioner-in-charge must remain a certified commissioner; to provide that a commissioner affiliated with each recognized political party will be assigned to each precinct in the parish provided there are such commissioners available; to provide with respect to the reopening of qualifying due to the death of a candidate; to provide for two separate ballots when the special election to fill a vacancy and the regularly scheduled election cover different geographic areas; to provide procedures for inspection and preparation of voting machines at the polling places; to allow for reinspection of voting machines and inspection of absentee ballot flaps upon a candidate's written request; to provide for procedures for promulgation of election returns for candidates; to require inclusion of the qualifying dates in the proclamation calling an election to fill a vacancy; to eliminate the requirement to send certain notices by certified or registered mail; to clarify certain issues and procedures with respect to the presidential preference primary; to provide the deadline for submission of the notice and changes thereto for proposition elections; to provide with respect to certain procedures regarding absentee voting; to provide for the counting of absentee ballots; to provide that for informational purposes the registrar may assist the clerk of court in conducting the course of instruction for commissioners; to allow extension of absentee voting hours under certain circumstances; to allow the secretary of state and the commissioner of elections to present evidence in a contested election; to make technical changes relating to the candidate's reports under the Campaign Finance Disclosure Act; to remove references to repealed provisions; to provide for precinct freezes and other areas with respect to reapportionment; to provide the procedure for notice of challenge and cancellation of registration; to change the qualifying dates for congressional elections; to provide with respect to printing of ballots in uniform type; to provide penalties for distributing false political material; to provide with respect to filling of vacancies; to provide when resignations become effective; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1597 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 10 and on page 3, line 24, following "1402(C)," and before "(B)19)" change "1495" to "1495.5"

AMENDMENT NO. 2

On page 42, line 12, following the comma ",", insert "or"

AMENDMENT NO. 3

On page 54, line 15, insert "D." at the beginning of the line

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Reengrossed House Bill No. 1597 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 11, between "401.1," and "1307(E)" insert "402(E)(4),"

AMENDMENT NO. 2

On page 3, line 25, between "401.1," and "1307(E)" insert "402(E)(4),"

AMENDMENT NO. 3

On page 16, between lines 18 and 19, insert the following:

"E. Special elections to fill newly created office or vacancy in office. An election to fill a newly created office or a vacancy in an existing office, except the office of state legislator or representative in congress, shall be held on the dates fixed by the appropriate authority in the proclamation ordering a special election as follows:

* * *

(4) In order to reduce election expenses, the appropriate authority may issue a proclamation ordering a special election to be held on the same date as any regularly scheduled election that is to be held in any local governmental subdivision located within or encompassing the geographical area within which the election will occur, provided that the regularly scheduled election will be held within one year of the date on which the newly created office or vacancy in an existing office arises."

AMENDMENT NO. 4

On page 56, line 10, between "Section 1" and "and" insert ", except as provided in hereinafter,"

AMENDMENT NO. 5

On page 56, line 11, between "Section" and "and" add ", of R.S. 18:402(E)(4),"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 1597 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 2, after "110(B)(1)," and before "171," insert "154(C),"

AMENDMENT NO. 2

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On page 2, line 2, after "list;" and before "to" insert "to prohibit the disclosure of a voter's social security number;"

AMENDMENT NO. 3

On page 3, line 18, after "110(B)(1)," and before "171," insert "154(C),"

AMENDMENT NO. 4

On page 5, between lines 4 and 5 insert the following:

"§154. Records open to inspection; copying; exception

* * *

C. However, Notwithstanding the provisions of this Section, neither the registrar nor the Department of Elections and Registration shall disclose the social security number of a registered voter or circulate the social security numbers of registered voters on commercial lists.

* * **

Rep. Bruneau moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander, A.—93rd	Hammett	Quezairé
Alexander, R.—13th	Heaton	Riddle
Ansardi	Hebert	Romero
Barton	Hill	Rousselle
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Shaw
Brun	Iles	Smith, J.D.—50th
Bruneau	Jenkins	Smith, J.R.—30th
Carter	Johns	Stelly
Chaisson	Kennard	Strain
Clarkson	Kenney	Theriot
Copelin	Lancaster	Thomas
Crane	Landrieu	Thompson
Curtis	LeBlanc	Thornhill
Damico	Long	Toomy
Daniel	Marionneaux	Travis
Deville	Martiny	Triche
DeWitt	McCain	Vitter
Diez	McCallum	Walsworth
Dimos	McDonald	Warner
Doerge	McMains	Welch
Donelon	Michot	Weston
Durand	Montgomery	Wiggins
Fauchoux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinot	Winston
Frith	Perkins	Wright
Früge	Pierre	
Gautreaux	Pinac	
Total—100		

NAYS

Total—0

ABSENT

Dupre	Glover	Mitchell
Farve	Jetson	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1810—

BY REPRESENTATIVES DONELON, ANSARDI, CHAISSON, JOHNS, MARTINY, MCMAINS, MICHOT, MONTGOMERY, PIERRE, JACK SMITH, STELLY, WINDHORST, AND BAYLOR AND SENATORS LENTINI, BEAN, CRAVINS, HEITMEIER, HINES, AND TARVER
AN ACT

To enact Part XVII-A of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:820 and 821 and R.S. 22:1004.1 through 1004.8, relative to domestic mutual insurance companies; to permit the conversion of the corporate status of domestic insurers; to provide certain criteria, including the prior approval of the commissioner of insurance and certain policyholders; to permit the domestic mutual company to convert to an intermediate holding company and mutual insurance holding company; to provide delineated authority of the commissioner for the intermediate and mutual holding companies; to provide that the mutual insurance holding company and the intermediate holding company not to be considered engaging in the business of insurance; to provide certain definitions; to provide certain participation by the holding company in certain insurer's delinquency proceedings; to provide that a majority of the voting shares of the capital stock of the reorganized companies will be held by the mutual insurance holding company; to exempt membership interests in the domestic mutual insurance holding company from the requirements of securities law; to provide majority ownership of the mutual insurance holding company to the intermediate holding company; to provide that a good faith lack of compliance with the notice requirements would not impair the conversion; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1810 by Representative Donelon

AMENDMENT NO. 1

On page 6, line 15, following "Title 12" and before ", the" insert "of the Louisiana Revised Statutes of 1950"

AMENDMENT NO. 2

On page 7, line 5, following "Part" and before "the" change ", " to "and"

AMENDMENT NO. 3

On page 11, line 19, following "Title 51" and before ", the" insert "of the Louisiana Revised Statutes of 1950"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Engrossed House Bill No. 1810 by Representative Donelon

AMENDMENT NO. 1

On page 5, line 11, between "interests." and "The" insert the following:

"The commissioner may not approve a reorganization of an insurer pursuant to R.S. 22:820 unless, with respect to such reorganization, an opinion has been obtained from an actuarial firm employing or associated with more than fifty actuaries who are members of the American Academy of Actuaries attesting that the reorganization of the insurer does not unfairly enrich the officers and directors of the reorganizing insurer.

AMENDMENT NO. 2

On page 12, line 1, between "R.S. 22:1004.4." and "No" insert the following:

"Except with respect to stock issued directly or indirectly for ownership by the Mutual Insurance Holding Company, the reorganized insurance company or the intermediate holding company shall, prior to the initial issuance of stock, obtain a fairness opinion with respect to the value of the stock to be issued from an investment banking organization with experience and established credentials in the evaluation of insurance organizations."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Engrossed House Bill No. 1810 by Representative Donelon

AMENDMENT NO. 1

On page 12, after line 11, insert the following:

"Section 2. The provisions of this Act shall not apply to any association subject to R.S. 22:1661."

Rep. Donelon moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Perkins
Alario	Green	Pierre
Alexander, A.—93rd	Guillory	Pinac
Alexander, R.—13th	Heaton	Powell
Barton	Holden	Pratt
Baudoin	Hudson	Quezaire
Baylor	Hunter	Riddle
Bruce	Iles	Rousselle
Brun	Jenkins	Shaw
Chaisson	Kennard	Smith, J.D.—50th
Clarkson	Kenney	Smith, J.R.—30th
Coplin	Landrieu	Strain
Curtis	LeBlanc	Theriot
Damico	Long	Thompson
Daniel	Marionneaux	Thornhill
Deville	McCallum	Toomy
DeWitt	McDonald	Travis
Dimos	Michot	Triche
Doerge	Montgomery	Vitter

Donelon
Dupre
Farve
Frith
Total—69

Morrell
Morrish
Murray
Odinet

Warner
Welch
Wilkerson
Willard-Lewis

NAYS

Bowler
Bruneau
Crane
Diez
Durand
Fauchoux
Flavin
Fontenot
Forster
Hammett
Total—28

Hebert
Hill
Jetson
Johns
Lancaster
McCain
McMains
Salter
Scalise
Schneider

Stelly
Thomas
Walsworth
Weston
Wiggins
Windhorst
Winston
Wright

ABSENT

Ansardi
Carter
Fruge
Total—8

Glover
Hopkins
Martiny

Mitchell
Romero

The amendments proposed by the Senate were concurred in by the House.

Speaker Downer in the Chair

HOUSE BILL NO. 1839—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 40:2601(5), 2606, 2611(L), 2612(E) and (G), and 2616(A), (B)(3)(b), (C), and (D), to enact R.S. 40:2616(E) and (F) and R.S. 15:1225, and to repeal Chapter 13 of Title 32, comprised of R.S. 32:1550 through 1553, relative to seizure and forfeiture of contraband and controlled dangerous substances; to provide definitions; to provide with respect to forfeiture proceedings; to provide for a drug asset forfeiture grant trust fund; to provide for administration of the fund; to reduce the amount of the cost bond requirement for recovery of seized property by an owner or interest holder; to change the burden of proof required in forfeiture proceedings; to provide for sales of seized items; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 1839 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 2, after "2606", insert "2608(1) and (2)"

AMENDMENT NO. 2

On page 1, line 3, after "2616(A)" delete the remainder of the line and on line 4, delete "R.S. 15:1225,"

AMENDMENT NO. 3

On page 1, line 7, after "proceedings;" delete the remainder of the line, delete lines 8 and 9, and on line 10, delete "property by an owner or interest holder;"

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AMENDMENT NO. 4

On page 1, line 14, between "2606," and "2611(L)" insert "2608(1) and (2),"

AMENDMENT NO. 5

On page 5, change line 15 to "2616(A) are hereby amended and reenacted" and change line 16 to "to read as follows:"

AMENDMENT NO. 6

On page 2, at the beginning of line 7, delete "an" and insert "a written"

AMENDMENT NO. 7

On page 2, line 8, after "forfeiture." delete the remainder of the line and delete lines 9 through 10

AMENDMENT NO. 8

On page 4, delete lines 10 through 12

AMENDMENT NO. 9

On page 4, line 13, change "E." to "D."

AMENDMENT NO. 10

On page 4, between lines 16 and 17 insert the following:

"§2608. Commencement of forfeiture proceedings; property release requirements

Forfeiture proceedings shall be commenced as follows:

(1)(a) When the district attorney intends to forfeit property, pursuant to the provisions of this Chapter, he shall provide the owner and interest holder with a written assertion within forty-five days after actual or constructive seizure, except in cases in which the property is held for evidentiary purpose, the district attorney shall institute forfeiture proceedings within forty-five days after the final disposition of all criminal proceedings association with the conduct giving rise to forfeiture. If the district attorney fails to initiate forfeiture proceedings against property seized for forfeiture by serving Notice of Pending Forfeiture within one hundred twenty days after its seizure for forfeiture or if the state fails to pursue forfeiture of the property upon which a timely claim has been properly served by filing a Petition for Forfeiture proceeding within ninety days after Notice of Pending Forfeiture, or if the district attorney fails to provide a written assertion, pursuant to the provisions to this Subsection, the property shall be released from its seizure for forfeiture on the request of an owner or interest holder, pending further proceedings pursuant to the provisions of this Chapter.

(b) When no formal written assertion Notice of Pending Forfeiture or Notice of Seizure for Forfeiture has been given to the claimant, within the time delays provided herein, the claimant may file a Motion for Release of Seized Property under pursuant to the criminal jurisdiction of the court.

(2) If, after Notice of Pending Forfeiture, a claimant files a request for stipulation of exemption pursuant to Section 2610 of this Chapter, the district attorney may delay filing its judicial forfeiture proceeding for a total of one hundred eighty days after the service of Notice of Pending Forfeiture.

* * *

AMENDMENT NO. 11

On page 5, delete lines 6 through 17 and insert the following:

"the civil in rem petition. No claimant shall be required to pay court costs to contest a forfeiture proceeding, except in a final judgment."

AMENDMENT NO. 12

On page 5, line 21, after "In" delete "an uncontested forfeiture case" and insert "a forfeiture case wherein no claim is timely filed pursuant to the provisions of this Chapter."

AMENDMENT NO. 13

On page 5, line 23, delete "contested"

AMENDMENT NO. 14

On page 5, line 25, after "evidence" delete "The" and delete line 26

AMENDMENT NO. 15

On page 6, delete lines 1 through 4

AMENDMENT NO. 16

On page 6, delete lines 24 through 26 and on page 7, delete lines 1 through 26 in their entirety

AMENDMENT NO. 17

On page 8, delete lines 1 through 26 in their entirety

AMENDMENT NO. 18

On page 9, delete lines 1 through 23 in their entirety

AMENDMENT NO. 19

On page 9, line 24 change "Section 3." to "Section 2."

Rep. Windhorst moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Powell
Alario	Green	Pratt
Alexander, A.—93rd	Guillory	Quezairé
Ansardi	Hammett	Riddle
Barton	Hebert	Rousselle
Baudoin	Hill	Salter
Baylor	Holden	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Jenkins	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Copelin	Kenney	Theriot
Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Vitter
Dimos	McCallum	Walsworth

Doerge	McDonald	Warner
Donelon	McMains	Welch
Dupre	Michot	Weston
Durand	Montgomery	Wiggins
Farve	Morrell	Wilkerson
Faucheux	Morrish	Willard-Lewis
Flavin	Murray	Windhorst
Fontenot	Perkins	Winston
Frith	Pierre	Wright
Fruge	Pinac	

Total—92

NAYS

McCain
Total—1

ABSENT

Alexander, R.—13th	Glover	Mitchell
Brun	Heaton	Odinet
Daniel	Hopkins	Romero
Forster	Jetson	Toomy

Total—12

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1865—
BY REPRESENTATIVE BRUN

AN ACT

To amend and reenact R.S. 17:24.4 and to repeal R.S. 17:100.7, relative to the assessment of public elementary and secondary school students; to provide for the Achievement and Performance Program for Students, including provisions relative to the Louisiana Education Assessment Program; to provide for certain testing of students; to provide relative to testing requirements and the schedule for testing; to provide for student progression plans; to provide for content standards and for performance standards; to provide relative to the duties and responsibilities of the State Board of Elementary and Secondary Education, the state Department of Education, and city and parish school boards; to provide relative to the Louisiana Educational Assessment Testing Commission; to provide for implementation; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 1865 by Representative Brun

AMENDMENT NO. 1

On page 1, line 2, after "R.S." and before "and to" change "R.S. 17:24.4" to "R.S. 17:24.4(F) and (G)(1)"

AMENDMENT NO. 2

On page 1, delete lines 3 through 5, and at the beginning of line 6, delete "Program" and insert in lieu thereof "Louisiana Competency-Based Education Program"

AMENDMENT NO. 3

On page 1, at the beginning of line 8, change "student" to "pupil"

AMENDMENT NO. 4

On page 1, line 8, after "plans;" delete the remainder of the line and at the beginning of line 9, delete "performance standards;"

AMENDMENT NO. 5

On page 1, line 12, after "boards;" delete the remainder of the line and at the beginning of line 13, delete "Assessment Testing Commission;"

AMENDMENT NO. 6

On page 1, line 16, after "R.S." and before "hereby" change "17.24.4 is" to "17:24.4(F) and (G)(1) are"

AMENDMENT NO. 7

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

"§24.4. Louisiana Competency-Based Education Program; statewide standards for required subjects;"

AMENDMENT NO. 8

On page 2, delete lines 6 through 25 and insert "* * *"

AMENDMENT NO. 9

Delete pages 3 and 4, in their entirety, and on page 5, delete lines 1 through 18, and at the beginning of line 19, change "F E.(1)" to "F.(1)"

AMENDMENT NO. 10

On page 5, line 26, after "English" change the comma to a slash and after "arts" delete the comma

AMENDMENT NO. 11

On page 6, line 14, after "English" change the comma to a slash

AMENDMENT NO. 12

On page 6, at the end of line 20, insert the following:

"The State Board of Elementary and Secondary Education, upon completion of the piloting of the tests provided for in this Subsection, shall establish by rule adopted in accordance with the Administrative Procedure Act the adequate test score to determine successful performance of the student on each test provided for by this Subsection."

AMENDMENT NO. 13

On page 7, lines 5 and 6, change "level of achievement" to "results"

AMENDMENT NO. 14

On page 7, line 7, after "Subsection" and before "third" change "and" to "in"

AMENDMENT NO. 15

On page 7, line 8, after "proficiency in" insert "at least"

AMENDMENT NO. 16

On page 7, line 10, after "grade" insert "and at the secondary level"

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AMENDMENT NO. 17

On page 7, lines 11 and 12, change "and reading or" to ", English/"

AMENDMENT NO. 18

On page 7, line 12, after "arts" insert ", science, and social studies"

AMENDMENT NO. 19

On page 7, line 14, after "established" and before "The" delete the period "." and insert the following:

"by the State Board of Elementary and Secondary Education by rule adopted in accordance with the Administrative Procedure Act and shall be set with reference to test scores of students of the same grade level nationally. Additionally, the board shall make information available to the public and to the House Committee on Education and the Senate Committee on Education indicating where a sample of students who score at the state's proficiency level on the state criterion-referenced tests score on a national norm-referenced test."

AMENDMENT NO. 20

On page 8, at the beginning of line 11, change "~~G.~~ F.(1)" to "G.(1)"

AMENDMENT NO. 21

On page 8, line 15, after "the" and before "progression" change "student" to "pupil"

AMENDMENT NO. 22

On page 8, line 19, after "a" and before "progression" change "student" to "pupil"

AMENDMENT NO. 23

On page 8, at the beginning of line 20, insert "in accordance with the requirements of this Section and be"

AMENDMENT NO. 24

On page 8, at the end of line 24, change "student" to "pupil"

AMENDMENT NO. 25

On page 9, delete lines 1 through 26, and delete pages 10 through 12, in their entirety and on page 13, delete lines 1 through 15, and insert:

** * **

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 1865 by Representative Brun

AMENDMENT NO. 1

On page 6, line 2, after "content" and before "standards" delete "and performance"

AMENDMENT NO. 2

On page 6, line 2, after "standards" and before "shall" insert "and rigorous student achievement standards set with reference to test scores of students of the same grade level nationally"

AMENDMENT NO. 3

On page 6, at the end of line 8, delete "and" and at the beginning of line 9 delete "performance"

AMENDMENT NO. 4

On page 6, line 9, after "standards" and before "shall" insert "and rigorous student achievement standards set with reference to test scores of students of the same grade level nationally"

AMENDMENT NO. 5

On page 6, line 13, after "content" and before "standards" delete "and performance"

AMENDMENT NO. 6

On page 6, at the beginning of line 14, insert "and rigorous student achievement standards set with reference to test scores of students of the same grade level nationally"

AMENDMENT NO. 7

Delete Senate Committee Amendment No. 12 proposed by the Senate Committee on Education and adopted by the Senate on May 30, 1997

AMENDMENT NO. 8

On page 6, at the end of line 20, insert the following:

"The State Board of Elementary and Secondary Education, upon initial implementation of the tests provided for in this Subsection, shall establish by rule adopted in accordance with the Administrative Procedure Act the adequate test score to determine successful performance of the student on each test provided for by this Subsection."

AMENDMENT NO. 9

On page 7, line 1 after "to" and before "a" insert "at least"

Rep. Brun moved that the amendments proposed by the Senate be concurred in.

Point of Order

Rep. Curtis asked for a ruling from the Chair as to whether House Bill No. 1865 levies a new fee or increases an existing fee and therefore would require the favorable vote of two-thirds of the elected members to finally pass the House.

Ruling of the Chair

The Chair ruled the bill did not levy a new fee or increase an existing fee and therefore would require the favorable vote of a majority of the elected members to finally pass the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pierre
Alario	Gautreaux	Pinac
Alexander, A.—93rd	Guillory	Powell
Alexander, R.—13th	Hammett	Pratt
Ansardi	Heaton	Riddle
Barton	Hebert	Romero

Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Brun	Hunter	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Jenkins	Smith, J.R.—30th
Chaisson	Jetson	Stelly
Clarkson	Johns	Strain
Copelin	Kennard	Theriot
Crane	Kenney	Thomas
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Vitter
Dimos	McCain	Walsworth
Doerge	McCallum	Warner
Donelon	McDonald	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinet	Wright
Frith	Perkins	

Total—101

NAYS

Total—0

ABSENT

Glover	Mitchell
Green	Quezaire
Total—4	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1871—
BY REPRESENTATIVE FONTENOT
AN ACT

To amend and reenact Code of Criminal Procedure Art. 892.1(A), (B), (D), and (E)(1) and to enact R.S. 32:402.2, relative to traffic violations; to provide for the Department of Public Safety and Corrections, office of motor vehicles to approve driver improvement programs; to provide for a list of all department-approved programs; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1871 by Representative Fontenot

AMENDMENT NO. 1

On page 2, line 1, after "the" insert "court or the violator may choose a program approved by the"

AMENDMENT NO. 2

On page 2, line 2, after "provided" insert "and pursuant to the conditions"

AMENDMENT NO. 3

On page 3, line 3, after "vehicles" change "shall" to "may" and after "approve" delete "all"

AMENDMENT NO. 4

On page 3, at the end of line 7, delete "a"

AMENDMENT NO. 5

On page 3, line 8, after "traffic" change "violation" to "violators"

AMENDMENT NO. 6

On page 3, line 9, after "purposes." delete the remainder of the line, and on line 10, delete "the course of his choice to attend" and insert:

"The court shall allow a violator to select a course within the judicial district in which he resides if there is no court-approved driving course in such district"

Rep. Fontenot moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Powell
Alexander, R.—13th	Hammett	Pratt
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Brun	Hudson	Schneider
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Jetson	Stelly
Copelin	Johns	Strain
Crane	Kenney	Theriot
Curtis	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinet	Winston
Fruge	Perkins	Wright
Total—99		

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NAYS

Total—0

ABSENT

Bruce Glover Mitchell
Dimos Kennard Quezaira
Total—6

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1874—

BY REPRESENTATIVES PERKINS, A. ALEXANDER, BAUDOIN, CARTER, CRANE, DANIEL, DURAND, FLAVIN, FONTENOT, GUILLORY, HOLDEN, JENKINS, JETSON, KENNARD, KENNEY, MCMAINS, MORRISH, RIDDLE, ROMERO, TRAVIS, WELCH, AND WESTON AND SENATORS BRANCH, DARDENNE, FIELDS, AND GUIDRY AN ACT

To enact R.S. 30:2282, relative to waste sites; to provide for certain lakes; to provide for remediation; to provide for legal proceedings; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 1874 by Representative Perkins

AMENDMENT NO. 1

On page 2, line 15, between "protected" and "taking" insert a comma ","

AMENDMENT NO. 2

On page 3, line 2, change "December 15, 1998" to "June 1, 1999"

AMENDMENT NO. 3

On page 3, line 8, after "to" and before "the House" insert "the office of the governor,"

Rep. Perkins moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Alario Gautreaux Powell
Alexander, A.—93rd Green Pratt
Alexander, R.—13th Hammett Quezaira
Ansardi Heaton Riddle
Barton Hebert Romero
Baudoin Hill Rouselle
Baylor Holden Salter
Bowler Hopkins Scalise
Bruce Hudson Schneider
Brun Hunter Shaw
Bruneau Iles Smith, J.D.—50th
Chaisson Jenkins Smith, J.R.—30th
Clarkson Jetson Stelly

Copelin Johns Theriot
Crane Kennard Thomas
Curtis Kenney Thompson
Damico Landrieu Thornhill
Daniel LeBlanc Toomy
Deville Long Travis
DeWitt Marionneaux Triche
Diez Martiny Vitter
Dimos McCain Walsworth
Doerge McCallum Warner
Donelon McDonald Welch
Dupre McMains Weston
Durand Michot Wiggins
Farve Montgomery Wilkerson
Fauchaux Morrell Willard-Lewis
Flavin Morrish Windhorst
Fontenot Murray Winston
Forster Perkins Wright
Frith Pierre
Fruge Pinac
Total—97

NAYS

Total—0

ABSENT

Mr. Speaker Guillory Odinet
Carter Lancaster Strain
Glover Mitchell
Total—8

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1890—

BY REPRESENTATIVES SHAW AND DEWITT AN ACT

To enact R.S. 28:26 and R.S. 39:82(1), relative to budgetary controls; to establish within the state treasury the Mental Health Trust Fund; to provide for administration of the fund by the office of mental health, Department of Health and Hospitals; to provide for deposit and use of monies in the fund; to provide for definition of overcollections; to provide for legislative oversight of the administration of the Mental Health Trust Fund; to authorize the office of mental health, Department of Health and Hospitals to retain their year-end balances; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 1890 by Representative Shaw

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 2, delete line 8

AMENDMENT NO. 3

On page 2, line 10, after "overcollections" insert "not to exceed one hundred thousand dollars"

Rep. Shaw moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Powell
Alexander, R.—13th	Hammett	Pratt
Ansardi	Heaton	Quezairé
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Strain
Crane	Kenney	Theriot
Curtis	Lancaster	Thomas
Damico	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Fauchoux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Perkins	Wright
Total—102		

NAYS

Total—0

ABSENT

Daniel	Glover	Odinot
Total—3		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1928—

BY REPRESENTATIVE ODINET

AN ACT

To enact R.S. 47:322.1, relative to the state sales tax on hotel occupancy in parishes with a population of over four hundred seventy-five thousand; to establish a special fund in the state treasury; to provide for deposit of monies into the fund and allowable uses of monies in the fund; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Odinet, the bill was returned to the calendar subject to call.

HOUSE BILL NO. 1932—

BY REPRESENTATIVES MCDONALD, DOWNER, BARTON, BAUDOIN, CRANE, DOERGE, HILL, KENNEY, LONG, POWELL, PRATT, AND SHAW AND SENATOR EWING

AN ACT

To amend and reenact R.S. 17:3042.1(A)(3) and (4), (B), (C), and (D) and 3042.2(A) and (B) and to enact R.S. 17:3042.1(A)(5), relative to loans for students enrolled in collegiate teacher preparation programs; to provide relative to eligibility requirements including certain test scores and grade point averages; to provide relative to the authority of the commission to make such loans; to remove a provision relative to grade point average requirement exceptions; to provide relative to loan amounts for certain applicants; to remove provisions relative to loans for graduate school students; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 1932 by Representative McDonald

AMENDMENT NO. 1

On page 1, line 3, after "(B)" change "and" to a comma and after "(A)(5)" insert "and 3042.8, and to rename Chapter 20-B of Title 17 of the Louisiana Revised Statutes of 1950"

AMENDMENT NO. 2

On page 1, line 10, after "students;" insert the following:

"to create the Teacher Preparation Loan Fund; to provide for deposit of monies into the fund; to provide for uses of monies in the fund;"

AMENDMENT NO. 3

On page 1, line 13, after "reenacted" change "and" to a comma

AMENDMENT NO. 4

On page 1, line 14, after "17:3042.1(A)(5)" delete "is" and insert "and 3042.8 are" and after "enacted" insert ", and Chapter 20-B of Title 17 of the Louisiana Revised Statutes of 1950 is hereby renamed"

AMENDMENT NO. 5

On page 1, after line 14, insert the following:

"CHAPTER 20-B. LOANS FOR STUDENTS ENROLLED IN COLLEGIATE TEACHER PREPARATION PROGRAMS TUITION OPPORTUNITY PROGRAM FOR STUDENTS - TEACHERS"

AMENDMENT NO. 6

On page 2, line 11, after "test" insert "or on the Scholastic Aptitude Test"

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AMENDMENT NO. 7

On page 2, between lines 20 and 21, insert the following:

"(5) Has successfully completed high school course work which constitutes a core curriculum and meets standards for admission to the eligible college or university. The core curriculum and the eligible college or university shall be as provided in R.S. 17:3048.1."

AMENDMENT NO. 8

On page 2, line 21, change "(5)" to "(6)"

AMENDMENT NO. 9

On page 3, at the end of line 24, insert "If at any time a student who is receiving a loan fails to maintain the cumulative grade point average required by this Chapter for continued eligibility for this program or is placed on academic probation by the college or university he attends, he shall be ineligible for additional loans under this Chapter. The commission may resume making loans as provided in this Chapter when and if a student regains the cumulative grade point average required by this Chapter for continuing eligibility and is no longer on academic probation, provided that the period of ineligibility did not persist for more than two years from the date of loss of eligibility."

AMENDMENT NO. 10

On page 4, line 22, after "year" insert "for up to eight semesters or the equivalent of eight semesters at schools operating on a different schedule"

AMENDMENT NO. 11

On page 5, after line 14, insert the following:

"§3042.8. Teacher Preparation Loan Fund

A. The "Teacher Preparation Loan Fund", hereinafter referred to in this Section as the "fund", is hereby created within the state treasury for the purpose of providing support of a loan program for students enrolled in collegiate teacher preparation programs.

B. The source of monies deposited into the fund shall be legislative appropriation. Monies in the fund shall be subject to appropriation by the legislature, and shall be available exclusively for use by the Louisiana Student Financial Assistance Commission for the purpose of providing loans authorized by this Chapter. All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund and all interest earned shall be credited to the fund after compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana, relative to the Bond Security and Redemption Fund."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1932 by Representative McDonald

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Education adopted by the Senate on May 30, 1997, on line 2, following "(A)(5)" insert "and (6)"

AMENDMENT NO. 2

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Education adopted by the Senate on May 30, 1997, on line 12, following "(A)(5)" insert "and (6)"

AMENDMENT NO. 3

In Senate Committee Amendment No. 5 proposed by the Senate Committee on Education adopted by the Senate on May 30, 1997, on line 19, insert three asterisks "****"

Rep. McDonald moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander, A.—93rd	Hammett	Quezaire
Alexander, R.—13th	Heaton	Riddle
Ansardi	Hebert	Romero
Barton	Hill	Rousselle
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Shaw
Brun	Iles	Smith, J.D.—50th
Bruneau	Jenkins	Smith, J.R.—30th
Carter	Jetson	Stelly
Chaisson	Johns	Strain
Clarkson	Kennard	Theriot
Copelin	Kenney	Thomas
Crane	Lancaster	Thompson
Curtis	Landrieu	Thornhill
Damico	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Vitter
Dimos	McCain	Walsworth
Doerge	McCallum	Warner
Donelon	McDonald	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Perkins	Wright
Frith	Pierre	
Gautreaux	Pinac	
Total—100		

NAYS

Total—0

ABSENT

Daniel	Glover	Odinot
Fruge	Mitchell	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1959—

BY REPRESENTATIVES LONG, CLARKSON, CRANE, DEVILLE, DEWITT, HEBERT, HOPKINS, LEBLANC, MCDONALD, PRATT, RIDDLE, SCALISE, THOMPSON, THORNHILL, TRICHE, AND WINDHORST AND SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 39:1489, 1497(introductory paragraph), and 1500 and to enact R.S. 39:1496(C) and 1497(5) through (8), relative to state procurement of professional, personal, consulting, and social services; to provide for additional certification, monitoring, and reporting requirements relative to professional, personal, consulting, and social service contracts; to authorize establishment of procurement support teams for consulting services; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Smith to Reengrossed House Bill No. 1959 by Representative Long, et al.

AMENDMENT NO. 1

On page 1, lines 3 and 11, after "39:1496(C)" delete "and" and insert a comma "," and after "(8)" insert "and 1502.1"

AMENDMENT NO. 2

On page 1, line 8, after "Services;" insert "to provide for certain exemptions;"

AMENDMENT NO. 3

On page 5, between lines 7 and 8, insert the following:

** * *

§1502.1 Exemptions

Contracts awarded by an agency for the benefit of an industry, payment of which comes from self-generated funds received from that industry, are exempt from the requirements of this part provided that any such contract is awarded through a competitive process."

Rep. Long moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Powell
Alexander, R.—13th	Hammett	Pratt
Ansardi	Heaton	Quezairé
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th

Chaisson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Deville	Landrieu	Thompson
DeWitt	LeBlanc	Thornhill
Diez	Long	Travis
Dimos	Marionneaux	Triche
Doerge	Martiny	Vitter
Donelon	McCain	Walsworth
Dupre	McCallum	Warner
Durand	McDonald	Welch
Farve	McMains	Weston
Faucheux	Michot	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Perkins	Wright

Total—99

NAYS

Total—0

ABSENT

Clarkson	Glover	Odinet
Daniel	Mitchell	Toomy
Total—6		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1987—

BY REPRESENTATIVE JOHN SMITH
AN ACT

To amend and reenact R.S. 56:326(A)(introductory paragraph), relative to fishing; to provide relative to size and possession limits for commercial fish; to delete references to certain repealed sections of law; and to provide for related matters.

Read by title.

Motion

On motion of Rep. John Smith, the bill was returned to the calendar subject to call.

HOUSE BILL NO. 2020—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 33:2493(C), relative to municipal fire and police civil service; to provide relative to qualifications for admission to certain competitive employment tests for the classified police service; to remove the requirement that an applicant for such test be a qualified elector of the state; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Engrossed House Bill No. 2020 by Representative Bowler

AMENDMENT NO. 1

On page 1, line 4, between "classified" and "police" insert "fire and"

AMENDMENT NO. 2

On page 2, at the beginning of line 10, insert "fire or"

Rep. Bowler moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander, A.—93rd	Hammett	Quezaire
Alexander, R.—13th	Heaton	Riddle
Ansardi	Hebert	Romero
Barton	Hill	Rousselle
Baudoin	Holden	Salter
Baylor	Hudson	Scalise
Bowler	Hunter	Schneider
Bruce	Iles	Shaw
Brun	Jetson	Smith, J.D.—50th
Bruneau	Johns	Smith, J.R.—30th
Carter	Kennard	Stelly
Chaisson	Kenney	Strain
Copelin	Lancaster	Theriot
Crane	Landrieu	Thomas
Damico	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Dimos	McCain	Triche
Doerge	McCallum	Vitter
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Perkins	Winston
Fruge	Pierre	Wright
Gautreaux	Pinac	
Total—95		

NAYS

Farve	Jenkins	Wilkerson
Total—3		

ABSENT

Clarkson	Glover	Odinet
Curtis	Hopkins	
Daniel	Mitchell	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2027—

BY REPRESENTATIVE DONELON

AN ACT

To amend and reenact R.S. 22:637(B) and to enact R.S. 22:636.8, relative to return of unearned premiums; to provide for overpayments, surplus premium, and endorsement credits; to

provide for payment of unearned premiums and commissions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 2027 by Representative Donelon

AMENDMENT NO. 1

On page 1, delete lines 10 through 12 and on line 13 delete "surplus and commission paid or due on the policy." and insert the following:

"All automobile insurers shall as soon as reasonably possible, but in no event later than thirty days, pay to the premium finance company, if the premium has been financed or if not financed, to the insured, or the person entitled thereto as shown by the automobile insurer's records any overpayment or surplus and commission paid or due on the policy."

Rep. Donelon moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander, A.—93rd	Hammett	Quezaire
Alexander, R.—13th	Heaton	Riddle
Ansardi	Hebert	Romero
Barton	Hill	Rousselle
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Shaw
Brun	Iles	Smith, J.D.—50th
Bruneau	Jenkins	Smith, J.R.—30th
Carter	Jetson	Stelly
Chaisson	Johns	Strain
Copelin	Kennard	Theriot
Crane	Kenney	Thomas
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Perkins	Wright
Fruge	Pierre	
Gautreaux	Pinac	
Total—100		

NAYS

Total—0

ABSENT

Clarkson	Glover	Odinet
Daniel	Mitchell	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2068—

BY REPRESENTATIVES DOWNER, BRUN, MCDONALD, LONG, DEWITT, ALARIO, CRANE, DANIEL, DUPRE, ILES, JOHNS, KENNEY, LEBLANC, MCCAIN, MCMAINS, MICHOT, POWELL, SALTER, SHAW, THOMAS, WALSWORTH, WIGGINS, DOERGE, R. ALEXANDER, BAUDOIN, BAYLOR, BOWLER, BRUCE, CLARKSON, DIMOS, DONELON, FLAVIN, FORSTER, FRITH, HEATON, HILL, KENNARD, LANCASTER, MITCHELL, MURRAY, PIERRE, RIDDLE, SCALISE, SCHNEIDER, JOHN SMITH, STRAIN, AND THOMPSON AND SENATORS DARDENNE, EWING, HAINKEL, BEAN, SCHEDLER, SMITH, AND THEUNISSEN

AN ACT

To enact R.S. 17:10.1 through 10.3 and R.S. 36:651(G)(3) and to repeal Subpart B of Part III of Chapter 39 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3917 through 3919, relative to school performance accountability; to provide for the development and implementation of a school and district accountability system; to provide for the implementation of such system to include both incentives and corrective actions to encourage excellent performance; to provide for the responsibilities and duties of the state Department of Education and the State Board of Elementary and Secondary Education; to create and provide for the School and District Accountability Advisory Commission; to establish and provide relative to a special fund for use in the program; to repeal the School Incentive Program established as part of the Children First Act; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 2068 by Representative Downer

AMENDMENT NO. 1

On page 3, line 11, after "governor" insert ", at least two of whom shall be parents of public school students or students in a public school"

AMENDMENT NO. 2

On page 3, line 13, change "Eleven" to "Fourteen"

AMENDMENT NO. 3

On page 3, on line 19, after "Principals," delete the remainder of the line and delete lines 20 through 23 and insert the following:

"two members who are elementary school principals one of whom is principal of a nationally recognized "Blue Ribbon" school, two members who are middle school principals one of whom is principal of a nationally recognized "Blue Ribbon" school, and two members who are high school principals one of whom is principal of a nationally recognized "Blue Ribbon" school."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 2068 by Representative Downer

AMENDMENT NO. 1

Delete Amendments No. 2 and 3 proposed by the Senate Committee on Education and adopted by the Senate on May 20, 1997.

AMENDMENT NO. 2

On page 3, line 19, after "Principals," delete the remainder of the line and delete lines 20 through 23 and insert the following:

"three school principals of which one is an elementary school principal, one is a middle school principal, and one is a high school principal, with one of these three principals being from a nationally recognized "Blue Ribbon" school."

Rep. McDonald moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Powell
Alario	Green	Pratt
Alexander, A.—93rd	Guillory	Quezairé
Alexander, R.—13th	Hammett	Riddle
Ansardi	Hebert	Romero
Barton	Hill	Rousselle
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Shaw
Brun	Iles	Smith, J.D.—50th
Bruneau	Jenkins	Smith, J.R.—30th
Carter	Jetson	Stelly
Chaisson	Johns	Strain
Clarkson	Kennard	Theriot
Copelin	Kenney	Thomas
Crane	Lancaster	Thompson
Curtis	Landrieu	Thornhill
Damico	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Vitter
Dimos	McCain	Walsworth
Doerge	McCallum	Welch
Donelon	McDonald	Weston
Durand	McMains	Wiggins
Farve	Michot	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Perkins	Wright
Frith	Pierre	
Fruge	Pinac	
Total—97		

NAYS

Total—0

ABSENT

Daniel	Heaton	Odinet
Dupre	Mitchell	Warner
Glover	Montgomery	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2073—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 33:4570.11, to create a recreation and park commission in certain parishes; to provide for the composition, operation, powers, and duties of such commission which powers shall include, subject to voter approval, the incurrence of debt and the levy of ad valorem taxes; to provide for a recreation director, who shall be an employee of the board, and his duties and responsibilities; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 2073 by Representative Faucheux

AMENDMENT NO. 1

On page 3, line 23, change "expropriation" to "easement"

AMENDMENT NO. 2

On page 3, line 24, after "otherwise," insert "except for expropriations,"

AMENDMENT NO. 3

On page 5, delete lines 14 through 19 in their entirety

AMENDMENT NO. 4

On page 5, line 20, change "G" to "F"

AMENDMENT NO. 5

On page 6, line 8, change "H" to "G"

AMENDMENT NO. 6

On page 6, line 19, change "I" to "H"

AMENDMENT NO. 7

On page 6, line 23, change "J" to "I"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Reengrossed House Bill No. 2073 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 13, after "than" change "ten thousand five" to "thirty-nine thousand three"

AMENDMENT NO. 2

On page 1, line 14, after "than" change "forty-nine" to "forty-one"

Rep. Faucheux moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Powell
Alario	Green	Pratt
Alexander, A.—93rd	Guillory	Quezaire
Alexander, R.—13th	Hammett	Riddle
Ansardi	Heaton	Romero
Barton	Hebert	Rousselle
Baudoin	Hill	Salter
Baylor	Holden	Scalise
Bowler	Hopkins	Schneider
Bruce	Hudson	Shaw
Brun	Hunter	Smith, J.D.—50th
Bruneau	Iles	Stelly
Carter	Jetson	Strain
Chaisson	Johns	Theriot
Clarkson	Kennard	Thomas
Copelin	Kenney	Thompson
Crane	Lancaster	Thornhill
Curtis	Landrieu	Toomy
Damico	LeBlanc	Travis
Deville	Long	Triche
DeWitt	Marionneaux	Vitter
Diez	Martiny	Walsworth
Dimos	McCain	Warner
Doerge	McCallum	Welch
Donelon	McDonald	Weston
Dupre	McMains	Wiggins
Durand	Michot	Wilkerson
Farve	Montgomery	Willard-Lewis
Faucheux	Morrell	Windhorst
Flavin	Morrish	Winston
Forster	Murray	Wright
Frith	Perkins	
Fruge	Pinac	
Total—97		

NAYS

Total—0

ABSENT

Daniel	Jenkins	Pierre
Fontenot	Mitchell	Smith, J.R.—30th
Glover	Odinot	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2111—
BY REPRESENTATIVE DONELON
AN ACT

To enact R.S. 22:15, relative to automobile insurance; to create the Council on Automobile Insurance Rates and Enforcement; to provide for the membership, authority, quorum, public hearings and records, employment, supervision, and compensation of personnel, duties, obligations, and report of the council; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 2111 by Representative Donelon

AMENDMENT NO. 1

On page 2, between lines 14 and 15, insert the following:

"(i) Two members of the House Committee on Insurance selected by its chairman.

(j) Two members of the Senate Committee on Insurance selected by its chairman.

(k) One consumer representative selected by the speaker of the House of Representatives.

(l) One consumer representative selected by the president of the Senate.

(m) One representative selected by the Louisiana Union of Police Association or its designee."

Rep. Donelon moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pratt
Alario	Hammett	Quezairé
Alexander, A.—93rd	Heaton	Riddle
Alexander, R.—13th	Hill	Romero
Ansardi	Holden	Rousselle
Barton	Hopkins	Salter
Baylor	Hudson	Scalise
Bruce	Hunter	Schneider
Brun	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Strain
Crane	Kenney	Theriot
Damico	Lancaster	Thomas
Deville	Landrieu	Thompson
DeWitt	LeBlanc	Thornhill
Diez	Long	Toomy
Dimos	Marionneaux	Travis
Doerge	Martiny	Triche
Donelon	McCain	Vitter
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	Michot	Welch
Fauchoux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Forster	Murray	Willard-Lewis
Frith	Perkins	Windhorst
Gautreaux	Pinac	Winston
Green	Powell	Wright
Total—93		

NAYS

Bowler
Total—1

ABSENT

Baudoin	Fruge	Mitchell
Carter	Glover	Odinot
Curtis	Hebert	Pierre
Daniel	McMains	
Total—11		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2127—

BY REPRESENTATIVES THORNHILL AND FAUCHEUX
AN ACT

To enact R.S. 24:59, relative to lobbying; to provide that any person who receives or expends funds in excess of ten thousand dollars in any calendar year for certain purposes related to legislation shall be required to file certain reports; to provide for the filing of reports; to provide for penalties; to provide for definitions; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Thornhill, the bill was returned to the calendar subject to call.

HOUSE BILL NO. 2142—

BY REPRESENTATIVE HOLDEN
AN ACT

To enact Subpart H of Part II of Chapter 4 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:2181 through 2185, relative to the rights of fire department employees under investigation; to define fire employee; to provide for the minimum standards to be followed during an investigation; to prohibit the release of personal information to the media relative to the investigation of a fire employee; to provide for the procedure to be followed for entering adverse comments into a fire employee's personnel file; to allow a fire employee time to respond to an adverse comment; to provide that no fire employee be required to disclose certain information for the purpose of promotion or assignment; to prohibit the imposition of any penalty or threat against a fire employee for exercising his or her rights; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 2142 by Representative Holden

AMENDMENT NO. 1

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

"(6) No statement made by a fire employee during the course of an administrative investigation shall be admissible in a criminal proceeding."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dean to Reengrossed House Bill No. 2142 by Representative Holden

AMENDMENT NO. 1

On page 1, line 2, after "enact" insert "R.S. 33:1972(F) and"

AMENDMENT NO. 2

On page 1, line 4, after "relative to" insert "firemen, to provide relative to"

AMENDMENT NO. 3

On page 1, between lines 13 and 14 insert the following:

"to authorize an increase in the number of fire stations which maybe included in certain fire districts;"

AMENDMENT NO. 4

On page 1, line 16, after "Section 1." insert "R.S. 33:1972(F) and"

AMENDMENT NO. 5

On page 1, line 18, change "is" to "are"

AMENDMENT NO. 6

On page 1, after line 18 insert the following:

"§1972. Fire districts; personnel; exceptions

* * *

F. Notwithstanding Subsection A, each fire district in the St. Bernard Parish fire department may include not more than five fire stations.

* * **

Rep. Holden moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander, A.—93rd	Hammett	Quezairé
Alexander, R.—13th	Heaton	Riddle
Ansardi	Hebert	Romero
Barton	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Brun	Hunter	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Jenkins	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Copelin	Kenney	Theriot
Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson

Damico	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinet	Winston
Frith	Perkins	Wright
Fruge	Pierre	
Gautreaux	Pinac	
Total—100		

NAYS

Total—0

ABSENT

Baudoin	Glover	Mitchell
Daniel	Jetson	
Total—5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1928—
BY REPRESENTATIVE ODINET
AN ACT

To enact R.S. 47:322.1, relative to the state sales tax on hotel occupancy in parishes with a population of over four hundred seventy-five thousand; to establish a special fund in the state treasury; to provide for deposit of monies into the fund and allowable uses of monies in the fund; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johnson to Re-reengrossed House Bill No. 1928 by Representative Odinet

AMENDMENT NO. 1

On page 2, line 3 after "New Orleans" delete the remainder of the line and delete line 4 and insert "Area Tourism and Economic Development Fund."

AMENDMENT NO. 2

On page 2, line 5, after "New Orleans" delete the remainder of the line and delete lines 7 through 10 and insert:

"Area Tourism and Economic Development Fund shall be appropriated and distributed each fiscal year only for the following purposes and in the following amounts:

(a) To the New Orleans Sports Foundation, \$530,000.00.

(b) To the secretary of the Department of Culture, Recreation, and Tourism for tourism and economic development in New Orleans, \$600,000

(c) To the University of New Orleans, Metropolitan College, for tourism and economic development in New Orleans, especially training and education in tourism and state and municipal economics, \$600,000.

(d) To the Downtown Development District of the City of New Orleans, \$400,000.

(e) To the Audubon Park Commission, \$100,000.

(f) To the office of the lieutenant governor for the New Orleans Visitor and Information Center, \$500,000.

(g) To the board of commissioners of the New Orleans City Park Improvement Association, \$200,000.

(h) To the secretary of the Department of Culture, Recreation, and Tourism for tourism and economic development in New Orleans, \$200,000

(i) To the Algiers Economic Development Foundation, \$200,000.

(j) To the New Orleans Business and Industrial District, the remainder of the money in the fund after the other distributions provided for in this Paragraph (B)(1)."

AMENDMENT NO. 3

On page 2, at the beginning of line 11, insert "C."

AMENDMENT NO. 4

On page 2, line 15, delete "state general"

Rep. Odinet moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Quezaire
Alario	Heaton	Riddle
Alexander, A.—93rd	Hebert	Romero
Alexander, R.—13th	Hill	Rousselle
Ansardi	Holden	Salter
Barton	Hopkins	Scalise
Baylor	Hudson	Schneider
Bowler	Hunter	Shaw
Bruce	Iles	Smith, J.D.—50th
Brun	Jenkins	Smith, J.R.—30th
Bruneau	Jetson	Stelly
Carter	Johns	Strain
Chaisson	Kennard	Theriot
Clarkson	Kenney	Thomas
Copelin	Lancaster	Thompson
Crane	Landrieu	Thornhill
Curtis	LeBlanc	Toomy
Damico	Long	Travis
Deville	Marionneaux	Triche
DeWitt	Martiny	Vitter
Diez	McCain	Walsworth

Dimos	McCallum	Warner
Doerge	McDonald	Welch
Donelon	McMains	Weston
Durand	Michot	Wiggins
Farve	Mitchell	Wilkerson
Faucheux	Montgomery	Willard-Lewis
Flavin	Morrell	Windhorst
Fontenot	Odinet	Winston
Forster	Perkins	Wright
Frith	Pierre	
Fruge	Pinac	
Green	Powell	
Guillory	Pratt	
Total—98		

NAYS

Murray
Total—1

ABSENT

Baudoin	Gautreaux
Daniel	Glover
Dupre	Morrish
Total—6	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 2162—
BY REPRESENTATIVE STRAIN
AN ACT

To enact R.S. 15:571.22, relative to certain immunities from liability for probation and parole officers; to provide that such officers are immune from civil and criminal liability for release of information necessary for public protection; to provide for limitation of immunity; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 2162 by Representative Strain

AMENDMENT NO. 1

On page 1, line 12, after "first" insert the following:

"having a department attorney review the case and the information to be released and"

AMENDMENT NO. 2

On page 1, line 15, after "imposed." and before "The" insert the following:

"In no case shall this immunity apply in the event a district court has waived registration or notice requirements by the criminal offender."

Rep. Strain moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Powell
Alexander, R.—13th	Hammett	Pratt
Ansardi	Heaton	Quezairé
Barton	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Deville	Landrieu	Thompson
DeWitt	LeBlanc	Thornhill
Diez	Long	Toomy
Dimos	Marionneaux	Travis
Doerge	Martiny	Triche
Donelon	McCain	Vitter
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	McMains	Welch
Faucheux	Michot	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Früge	Perkins	Wright
Total—99		

NAYS

Total—0

ABSENT

Baudoin	Glover	Odinot
Daniel	Mitchell	Weston
Total—6		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 2219—
BY REPRESENTATIVES LANDRIEU, MURRAY, AND HOLDEN
AN ACT

To amend and reenact R.S. 22:215.11, relative to health and accident insurance; to provide coverage for mammography examinations by health plans; to require certain diagnostic screening for prostate cancer; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 2219 by Representative Landrieu, et al.

AMENDMENT NO. 1

On page 4, delete lines 15 through 17 and insert:

"E. Any coverage required under the provisions of this Section shall not be subject to any policy or health coverage plan deductible amount."

AMENDMENT NO. 2

On page 4, between lines 21 and 22, insert the following:

"G. The provisions of this Section shall not apply to individually underwritten, guaranteed renewable, or renewable limited benefit supplemental health insurance policies authorized to be issued in this state."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 2219 by Representative Landrieu, et al.

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 22:215.11" insert "and 2029(1)"

AMENDMENT NO. 2

On page 1, line 3, after "insurance" insert "and dental referral plans"

AMENDMENT NO. 3

On page 1, line 4, after "cancer;" insert "to provide relative to dental care providers;"

AMENDMENT NO. 4

On page 1, line 7, after "R.S. 22:215.11" delete "is" and insert "and 2029(1) are"

AMENDMENT NO. 5

On page 4, between lines 21 and 22, insert the following:

** * *

§2029. Definitions

As used in this Part, the following terms shall have the following meaning ascribed to them in this Section unless the context clearly indicates otherwise:

(1) A "dental referral plan" shall be defined as a contractual plan that provides a list of dental care providers who have agreed to render treatment to enrollees at specific discounted fees. The plans may collect fees from enrollees, ~~the dental care providers, or both employers, insurers, or health maintenance organizations.~~ The plans shall not be deemed insurance, except as otherwise indicated by law.

* * *"

Rep. Landrieu moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Heaton	Powell
Alexander, A.—93rd	Hill	Pratt
Barton	Holden	Quezaire
Baudoin	Hopkins	Riddle
Baylor	Hunter	Romero
Bruce	Iles	Rousselle
Brun	Jenkins	Salter
Bruneau	Jetson	Scalise
Carter	Kennard	Schneider
Chaisson	Kenney	Shaw
Clarkson	Landrieu	Smith, J.R.—30th
Copelin	LeBlanc	Strain
Daniel	Long	Thomas
Deville	Marionneaux	Thompson
DeWitt	McCain	Thornhill
Dimos	McCallum	Travis
Doerge	McDonald	Triche
Donelon	Michot	Walsworth
Dupre	Montgomery	Warner
Farve	Morrell	Welch
Faucheux	Murray	Weston
Forster	Odinet	Wilkerson
Frith	Perkins	Willard-Lewis
Green	Pierre	Windhorst
Total—75		

NAYS

Alexander, R.—13th	Gautreaux	Stelly
Bowler	Hammett	Theriot
Crane	Hebert	Toomy
Damico	Hudson	Vitter
Diez	Johns	Wiggins
Flavin	Martiny	Winston
Fontenot	McMains	Wright
Fruge	Morrish	
Total—23		

ABSENT

Ansardi	Glover	Smith, J.D.—50th
Curtis	Lancaster	
Durand	Mitchell	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2231—
BY REPRESENTATIVE LEBLANC AND SENATOR ROMERO
AN ACT

To amend and reenact R.S. 36:802.3 and to enact Chapter 26 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1221 through 1225, and R.S. 36:209(M), to create the Atchafalaya Trace Commission; to provide for the governance of the commission including its placement in the executive branch of state government; to provide for the purposes, duties, and authority of the commission; to provide relative to property of the commission; to provide for termination of the commission; to provide relative to designation of the Atchafalaya Basin as a heritage corridor area; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2231 by Representative LeBlanc

AMENDMENT NO. 1

On page 12, line 15, following "through" and before the comma "," change "1224" to "1225"

Rep. LeBlanc moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pierre
Alario	Gautreaux	Pinac
Alexander, A.—93rd	Glover	Powell
Alexander, R.—13th	Green	Pratt
Ansardi	Guillory	Quezaire
Barton	Heaton	Riddle
Baudoin	Hebert	Romero
Baylor	Hill	Rousselle
Bowler	Holden	Salter
Bruce	Hopkins	Scalise
Brun	Hudson	Schneider
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Jetson	Strain
Copelin	Johns	Theriot
Crane	Kenney	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Vitter
Dimos	McCallum	Walsworth
Doerge	McDonald	Warner
Donelon	McMains	Welch
Dupre	Michot	Weston
Durand	Mitchell	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinet	Wright
Frith	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Hammett	Lancaster
Kennard	Stelly
Total—4	

The amendments proposed by the Senate were concurred in by the House.

Acting Speaker Flavin in the Chair

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HOUSE BILL NO. 2233—

BY REPRESENTATIVES LONG, BARTON, BAUDOIN, CRANE, DOERGE, FARVE, McDONALD, POWELL, PRATT, SALTER, SHAW, THOMPSON, WRIGHT, DOWNER, ALARIO, BAYLOR, BRUCE, BRUN, BRUNEAU, CARTER, CLARKSON, COPELIN, CURTIS, DEWITT, DIEZ, DONELON, DUPRE, DURAND, FONTENOT, FORSTER, FRITH, FRUGE, GLOVER, GUILLORY, HEBERT, HILL, HUDSON, HUNTER, ILES, KENNARD, KENNEY, LANDRIEU, MARTINY, MCCAIN, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MURRAY, PERKINS, PIERRE, PINAC, QUEZAIRE, RIDDLE, ROUSSELLE, SCALISE, SCHNEIDER, JACK SMITH, STRAIN, THOMAS, TRAVIS, VITTER, WALSWORTH, WARNER, WELCH, WIGGINS, WILKERSON, AND WILLARD-LEWIS

AN ACT

To enact R.S. 17:24.9, relative to the Quality Early Reading Initiative; to provide for the development and implementation of the Quality Early Reading Initiative; to provide for legislative findings; to provide for criteria and evaluation of the initiative; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 2233 by Representative Long

AMENDMENT NO. 1

On page 2, line 25, after "purpose." insert "Such funding shall be allocated to every city and parish school system."

Rep. Long moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pinac
Alario	Green	Powell
Alexander, A.—93rd	Guillory	Pratt
Alexander, R.—13th	Hammett	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Rousselle
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Brun	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Copelin	Kenney	Theriot
Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Vitter
Dimos	McCallum	Walsworth
Doerge	McDonald	Warner
Donelon	McMains	Welch
Dupre	Michot	Weston
Durand	Montgomery	Wiggins

Faucheux
Flavin
Fontenot
Forster
Frith
Frige
Total—101

Morrell
Morrish
Murray
Odinet
Perkins
Pierre

Wilkerson
Willard-Lewis
Windhorst
Winston
Wright

NAYS

Total—0

ABSENT

Farve
Glover
Total—4

Heaton
Mitchell

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2257—

BY REPRESENTATIVE HUDSON

AN ACT

To amend and reenact R.S. 32:398, relative to report forms for traffic accidents; to provide that the forms shall direct the investigating officer to instruct the parties to the accident to exchange information concerning drivers, vehicles, and liability insurance; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 2257 by Representative Hudson

AMENDMENT NO. 1

On page 4, line 25, before "Every" change "32:398(F)" to "32:398(I)"

Rep. Hudson moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pinac
Alario	Green	Powell
Alexander, A.—93rd	Guillory	Pratt
Alexander, R.—13th	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Brun	Hunter	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Jenkins	Smith, J.R.—30th
Chaisson	Jetson	Stelly
Clarkson	Johns	Strain
Copelin	Kennard	Theriot
Crane	Kenney	Thomas
Curtis	Lancaster	Thompson

Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Vitter
Dimos	McCain	Walsworth
Doerge	McCallum	Warner
Donelon	McDonald	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinet	Wright
Frith	Perkins	
Fruge	Pierre	
Total—103		

NAYS

Total—0

ABSENT

Glover	Mitchell
Total—2	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2289—
BY REPRESENTATIVES R. ALEXANDER AND DEWITT
AN ACT

To enact Subpart I of Part XI of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1105 through 1105.7, relative to juvenile detention facilities; to create and provide with respect to the Central Louisiana Juvenile Detention Facility Authority for certain parishes; to provide for a board of commissioners of the authority and for the composition, administration, powers, and duties of the board, including the power to incur debt, issue bonds, and levy taxes; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 2289 by Representative Rodney Alexander

AMENDMENT NO. 1

On page 1, line 2, after "enact" and before "of Part XI" change "Subpart I" to "Subparts I and J"

AMENDMENT NO. 2

On page 1, line 4, after "1105.7" and before the comma "," insert "and 1106 through 1106.5"

AMENDMENT NO. 3

On page 1, line 6, after "parishes;" and before "to provide" insert "to provide with respect to the Bossier/Caddo Juvenile Detention Center Authority;" and at the end of the line after "commissioners" insert "or a board of directors"

AMENDMENT NO. 4

On page 1, line 7, change "authority" to "authorities"

AMENDMENT NO. 5

On page 6, after line 26 insert the following:

"Section 2. Subpart J of Part XI of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, comprised of R.S. 15:1106 through 1106.5, is hereby enacted to read as follows:

SUBPART J. BOSSIER/CADDO JUVENILE
DETENTION CENTER AUTHORITY

§1106. Bossier/Caddo Juvenile Detention Center Authority;
creation; jurisdiction

The Bossier/Caddo Juvenile Detention Center Authority is hereby established as a political subdivision of the state, with a territorial jurisdiction throughout the parishes of Bossier and Caddo.

§1106.1. Board of directors; appointment; terms

A. The Bossier/Caddo Juvenile Detention Center Authority shall be governed by a board of directors which shall control, administer, and manage the affairs of the district. The board shall be composed directors, who shall be qualified electors domiciled and residing in the district. The directors shall be appointed for terms coinciding with the position or agency that appoints that particular board member. One director shall be appointed by the Caddo Juvenile Court judges. One director shall be appointed by the Bossier Parish District and City Court judges. One director shall be appointed by Caddo Parish Commission. One director shall be appointed by the Bossier Police Jury. One director shall be appointed by the Shreveport City Council. One director shall be appointed by the Bossier City Council. One director shall be appointed by the Bossier Parish School Board. One director shall be appointed by the Caddo Parish School Board. One director shall be appointed by the Assistant Secretary of the Office of Youth Development of the Department of Public Safety and Corrections. One director shall be appointed by the Bossier Parish Sheriff. One director shall be appointed by the Caddo Parish Sheriff.

B. The members of the board of directors shall serve without salary or per diem but the board may authorize a reasonable travel allowance for its members in the performance of their official duties.

§1106.2. Purpose

The purpose of the board of directors shall be to assist and afford opportunities to preadjudicatory and postadjudicatory children who enter the juvenile justice system to become productive, law-abiding citizens of the community, parish, and state through the establishment of rehabilitative programs within a structured environment and the provision of physical facilities and related services for children throughout Bossier and Caddo.

§1106.3. Board of directors; officers; meetings

A. The board of directors shall elect a chairman, a vice chairman, a secretary, and a treasurer, whose duties in addition to those provided by this Subpart shall be established by the board. If the board so decides, one director may serve as both secretary and treasurer, but in any event the treasurer shall furnish bond in an amount and in accordance with terms and conditions fixed by the board. The board may also elect an executive committee, composed of not more than five members, and establish its duties and responsibilities.

B. The board shall fix a time and place for the holding of its regular meetings. Additional regular or special meetings may be held upon the call of the chairman or of three of the directors. All meetings of the board shall be held at the domicile of the board and shall be governed by the provisions of R.S. 42:4.1 through 12. The board shall hold at least one regular meeting in each calendar month; however, the board may meet less frequently but not less than once each calendar quarter if it establishes an executive committee and requires it to hold regular meetings at least once in each calendar month.

C. A majority of the current members of the board shall constitute a quorum. A quorum shall be required to transact business and all actions and resolutions of the board must be approved by a majority of the quorum present.

§1106.4. Board; general authority

A. The board may purchase or otherwise acquire, construct, reconstruct, rehabilitate, improve, repair, operate, lease as lessor or lessee, manage, and administer or enter into contracts for the management, administration, and operation of a juvenile detention facility or facilities, shelter care facility or facilities, or such other juvenile justice facilities as are useful, necessary, expedient, or convenient to carry out the plans and purposes of the board and for the orderly conduct of its business. Such facilities may include but are not limited to office facilities, parking facilities, diagnostic facilities, dormitories, and other residential facilities for delinquent, neglected, or abused children or children in need of care or supervision, or in need of services as provided by Children's Code Articles 726 et seq., as well as for employees, patrons, visitors, and relatives of children who may enter the juvenile justice system or who are in need of care or supervision or services. In addition, the board may lease, purchase, or acquire by donation or otherwise, any property, immovable or movable, tangible or intangible, from any person, firm, or corporation, including the state and its agencies and political subdivisions.

B. The board may also authorize and approve, upon such terms as it may deem advisable, contracts of employment for a superintendent or administrator and other necessary personnel and contracts for legal, financial, engineering, and other professional services necessary or expedient for the conduct of its affairs.

§1106.5. Board; domicile; power to levy taxes, incur debt, issue bonds

A. The board of commissioners shall be domiciled in Caddo Parish and shall have the power to sue and be sued. In the exercise of its powers to control, administer, and manage the affairs of the authority, the board may incur debt and issue bonds, and it may levy taxes in the manner provided in this Subpart and pursuant to Article VI, Sections 30 and 32 of the Constitution of Louisiana or any other constitutional or statutory authority. The board generally may perform any function and exercise any power necessary, requisite, or proper for the administration and management of the affairs of the board, and it specifically may cooperate with juvenile courts and other courts and public agencies within the two-parish area and aid and assist them in all ways authorized by law to carry out the purposes and responsibilities for which it is established.

B. In addition to the general powers conferred herein, in order to obtain the necessary funds to carry out its purposes, duties, and responsibilities, and in order to acquire, construct, maintain, and operate a juvenile facility or facilities and related services and programs throughout the territorial jurisdiction of the Bossier/Caddo Juvenile Detention Center Authority, the board may incur debt and issue general obligation bonds within the limitations prescribed by Article VI, Section 33 of the Constitution of Louisiana and other

applicable constitutional or statutory authority, but only when authorized by a majority of the electors in the two-parish area who vote thereon in an election held for that purpose in accordance with laws governing such elections.

Section 3. If any provision or item of this Act or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this Act which can be given effect without the invalid provisions, items or applications, and to this end the provisions of this Act are hereby declared severable.

Section 4. 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 in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 2289 by Representative Rodney Alexander

AMENDMENT NO. 1

In Senate Committee Amendment No. 5 proposed by the Senate Committee on Judiciary A adopted by the Senate on June 13, 1997, on line 29, after "composed" and before "directors" insert "of eleven"

Rep. Rodney Alexander moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pinac
Alario	Gautreaux	Powell
Alexander, A.—93rd	Green	Pratt
Alexander, R.—13th	Guillory	Quezaire
Ansardi	Hammett	Riddle
Barton	Heaton	Romero
Baudoin	Hebert	Rousselle
Baylor	Hill	Salter
Bowler	Holden	Scalise
Bruce	Hopkins	Schneider
Brun	Hunter	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Copelin	Kenney	Theriot
Crane	Lancaster	Thomas
Damico	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McDonald	Vitter
Donelon	McMains	Walsworth
Dupre	Michot	Warner
Durand	Montgomery	Welch
Farve	Morrell	Weston
Faucheux	Morrish	Wiggins
Flavin	Murray	Wilkinson
Fontenot	Odinot	Willard-Lewis

Forster	Perkins	Windhorst
Frith	Pierre	Wright
Total—96		

NAYS

Total—0

ABSENT

Curtis	Hudson	McCallum
Daniel	Jenkins	Mitchell
Glover	McCain	Winston
Total—9		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2297—

BY REPRESENTATIVE MCCALLUM
AN ACT

To amend and reenact R.S. 40:1849(C), relative to the Liquefied Petroleum Gas Commission; to provide for rules; to provide for reciprocal agreements; to provide for examination requirements; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 2297 by Representative McCallum

AMENDMENT NO. 1

On page 1, line 2, between "40:" and "1849(C)" insert "1841(A) and (C)," and between "1849(C)" and the comma "," insert "and 1851(E) and (G)"

AMENDMENT NO. 2

On page 1, line 4, between "requirements;" and "and" insert "to provide for membership of the commission; to provide relative to assessments by the commission and deductions of expenses from such assessments; to provide for an advisory board to the commission on the expenditure of such assessments and provide members and terms thereof;"

AMENDMENT NO. 3

On page 1, line 7, between "40:" and "1849(C)" insert "1841(A) and (C)," and after "1849(C)" delete "is" and insert "and 1851(E) and (G) are"

AMENDMENT NO. 4

On page 1, between lines 8 and 9 insert the following:

"§1841. Creation of commission; domicile; membership; terms; officers of commission

A. The Liquefied Petroleum Gas Commission is hereby created. It shall have power to sue and be sued and shall be domiciled in the city of Baton Rouge. The commission shall consist of five members, one of whom shall be the secretary of the Department of Public Safety and Corrections or his designee, who shall serve as an ex officio member; two members shall be appointed by the governor, and two members shall be appointed by the governor from a list of

six or more names selected in the manner hereinafter provided by a majority vote of the liquefied petroleum gas dealers, as that term is hereinafter defined. In default of such nomination by the liquefied petroleum gas dealers, the governor shall make the appointments. All appointments by the governor shall be subject to confirmation by the Senate.

* * *

C. Each of the four members appointed by the governor shall serve a term which shall be concurrent with the term of the governor making the appointment. Each appointment by the governor shall be submitted to the Senate for confirmation, and beginning in 1984 every appointment confirmed by the Senate shall again be submitted by the governor to the Senate for confirmation every two years after the initial confirmation. The secretary of the Department of Public Safety and Corrections or his designee shall serve for a term corresponding with the term of his official appointment.

A majority of the membership shall constitute a quorum for the transaction of business.

* * **

AMENDMENT NO. 5

On page 2, after line 15, insert the following:

"§1851. Assessment

* * *

E. The commission may deduct the expenses of collecting and administering the assessment, including the expenses of conducting the referendum, from the proceeds of the assessment. After making those deductions, the commission shall deposit and maintain the proceeds of the assessment in a separate interest-bearing account. If expenses are deducted, they will be deducted each year for that year only and shall be limited to one percent of assessments collected after deducting refunds as provided in Subsection D herein, or a maximum of five hundred dollars, whichever is less.

* * *

G. The commission shall establish a board to advise the commission on the expenditure of funds collected under this Section. One advisory board member shall be appointed by the commission from each commission inspector's area, as designated by the commission, and two members shall be appointed at large. Each member of the advisory board shall be a holder of a Class I or Class IV permit who has not requested a refund. There shall be not more than nine members of the advisory board. The advisory board members shall serve a term concurrent with that of the governor and, in case of resignation, the appointee will fill the unexpired term. Members shall not receive any compensation for serving on the advisory board.

* * **

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 2297 by Representative McCallum

AMENDMENT NO. 1

In Senate Committee Amendment No. 4, proposed by the Senate Committee on Natural Resources adopted by the Senate on June 6, 1997, on line 30, after "C." and before "Each" insert "(1)"

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AMENDMENT NO. 2

In Senate Committee Amendment No. 4, proposed by the Senate Committee on Natural Resources adopted by the Senate on June 6, 1997, on line 39, before "A" insert "(2)"

Rep. McCallum moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives under the YEAS column, including Mr. Speaker, Alario, Alexander, A.—93rd, etc.

NAYS

Total—0

ABSENT

Table listing names of representatives under the ABSENT column, including Alexander, R.—13th, Baudoin, etc.

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2302— BY REPRESENTATIVE RIDDLE

AN ACT

To enact Part III-F of Title 19 of the Louisiana Revised Statutes of 1950, comprised of R.S. 19:135 through 135.8, relative to expropriation by a declaration of taking; to provide for the expropriation of property in this manner by certain parishes; to

provide for definitions; to provide for authority to expropriate; to provide for the contents and place of filing of the petition; to provide for the prayer of the petition and for an ex parte order of deposit of estimated compensation; to provide for vesting of title; to provide for notice to the owner of the property; to provide for contesting the validity of the expropriation and for waiver of defenses; to provide for the answer by the owner; to provide the penalty for the nonuse of the expropriated property; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 2302 by Representative Riddle

AMENDMENT NO. 1

On page 3, line 13 after "petition" insert "and a duly authorized resolution"

AMENDMENT NO. 2

On page 3, line 16, after "petition" insert "and the duly authorized resolution"

Rep. Riddle moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives under the YEAS column, including Mr. Speaker, Forster, Odinet, etc.

NAYS

Bowler	Jenkins	Scalise
Brun	Jetson	Toomy
Crane	Lancaster	Travis
Donelon	Perkins	Vitter
Hebert	Pinac	Willard-Lewis
Hopkins	Romero	Wright
Total—18		

ABSENT

Bruce	Hudson	Pierre
Glover	LeBlanc	Triche
Guillory	Morrell	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2325—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 46:1844(A)(2), (C)(2), (H), (K)(2)(a) and (3)(b), (M)(1), and (Y), relative to rights of crime victims; to provide for rights of victims; to provide for the establishment of a crime victim's assistance information phone line; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 2325 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 2, after "46:1844" delete the remainder of the line, delete line 3, and on line 4, delete "of victims;" and insert "(Y), relative to rights of crime victims;"

AMENDMENT NO. 2

On page 1, line 7, after "46:1844" delete the remainder of the line, and on line 8, delete "(M)(1) and (Y) are" and insert "(Y) is"

AMENDMENT NO. 3

On page 1, delete lines 10 through 18

AMENDMENT NO. 4

On page 2, delete lines 1 through 26

AMENDMENT NO. 5

On page 3, delete lines 1 through 24

AMENDMENT NO. 6

On page 4, delete lines 1 through 19

Rep. Toomy moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pinac
Alario	Gautreaux	Powell
Alexander, A.—93rd	Green	Pratt
Alexander, R.—13th	Guillory	Quezaire
Ansardi	Hammett	Riddle
Barton	Heaton	Romero
Baudoin	Hebert	Rousselle
Baylor	Hill	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Brun	Hunter	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Jenkins	Smith, J.R.—30th
Chaisson	Jetson	Stelly
Clarkson	Johns	Strain
Copelin	Kennard	Theriot
Crane	Kenney	Thomas
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Vitter
Dimos	McCain	Walsworth
Doerge	McCallum	Warner
Donelon	McDonald	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Murray	Windhorst
Fontenot	Odinot	Winston
Forster	Perkins	Wright
Frith	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Glover	Mitchell
Holden	Morrish
Total—4	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 2326—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 22:844(A)(12) and (H), 855(11) and (13), and 856(1) and to repeal R.S. 22:844.2, relative to investments of domestic insurers; to repeal the use of investments in certain open-end or closed-end management type investment companies; to remove the limitations of certain percentages; to repeal the use of investments in data processing equipment by certain insurers; to permit the use of goodwill by an insurer under certain conditions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 2326 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 22:844(A)(12)" to "R.S. 22:349, 844(A)(12)" and at the end of line 2, delete "and" and on line 3, change "856(1)" to "856(1), 1304, and 3012(A)"

AMENDMENT NO. 2

On page 1, line 3, change "R.S. 22:844.2" to "R.S. 22:801(B) and 844.2" and delete "investments of domestic"

AMENDMENT NO. 3

On page 1, line 4, between "investments" and "in" insert "of domestic insurers"

AMENDMENT NO. 4

On page 1, line 8, between "conditions;" and "and" insert "to provide for review of examination fees for burial insurers; to increase the interval between required examinations of certain funeral service insurers by the Department of Insurance; to provide for examinations of self-insurers; to repeal certain conversion requirements for life insurance companies;"

AMENDMENT NO. 5

On page 1, line 11, change "R.S. 22:844(A)(12)" to "R.S. 22:349, 844(A)(12)" and change "and 856(1)" to "856(1), 1304, and 3012(A)"

AMENDMENT NO. 6

On page 1, between lines 12 and 13, insert the following:

"§349. Examinations

A representative of the office of the commissioner of insurance shall make an examination of the books, papers, and affairs of each association once in every two five years and may make an examination oftener more often if it is made to appear to the commissioner of insurance that the association is not complying with the provisions of this Part or its articles or bylaws.

* * *

AMENDMENT NO. 7

On page 4, between lines 12, and 13, insert the following:

"§1304. Review and examination expense; how paid

A. Whenever the commissioner of insurance shall cause an examination of examines an insurer, all the expenses incurred by the commissioner of insurance in conducting such examination, including the expenses and fees of examiners, auditors, accountants, actuaries, attorneys, or clerical or other assistants who are employed by the commissioner of insurance to make the examination, shall be paid by the insurer examined. The commissioner shall likewise be entitled to recover from each reviewed insurer the actual expenses

incurred in conducting its annual office review. All funds so generated and collected shall be used only to defray the expenses of reviews and examinations and for no other purpose.

B. With respect to insurers, excluding self-insurance funds possessing less than one million dollars capital and surplus at the time of the examination, the commissioner of insurance shall, if requested by the insurer, conduct an administrative hearing pursuant to R.S. 22:1351 et seq. within fifteen days after the expenses and fees, excluding the costs of the actuarial certification of reserves, to be paid by the insurer total two thousand dollars. At the hearing it shall be determined whether the amount of expenses billed to the insurer are reasonable and it shall be determined whether the examination should continue. Nothing in this Subsection shall prevent an insurer from contesting the amount of expenses as provided in R.S. 22:1306.

* * *

§3012. Examination by commissioner

A. The commissioner of insurance shall make an annual examination of each self-insurer for the initial three-year period during which the self-insurer transacts business in this state. Thereinafter, the commissioner shall make an examination of each self-insurer at least once every three five years, unless the commissioner, in his discretion, determines that the financial condition or operations of the self-insurer warrant more frequent examinations.

* * **

AMENDMENT NO. 8

On page 4, line 13, change "R.S. 22:844.2 is" to "R.S. 22:801(B) and 844.2 are" and change "its" to "their"

Rep. Martiny moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Alario, Alexander, A.—93rd, Alexander, R.—13th, Ansardi, Barton, Baudooin, Baylor, Bowler, Bruce, Brun, Bruneau, Carter, Chaisson, Clarkson, Copelin, Crane, Curtis, Damico, Daniel, Deville, DeWitt, Diez, Gautreaux, Green, Guillory, Hammett, Heaton, Hebert, Hill, Holden, Hopkins, Hudson, Hunter, Iles, Jenkins, Jetson, Johns, Kennard, Kenney, Lancaster, Landrieu, LeBlanc, Long, Marionneaux, Martiny, Pierre, Pinac, Powell, Pratt, Quezaire, Riddle, Romero, Rousselle, Salter, Scalise, Schneider, Shaw, Smith, J.D.—50th, Smith, J.R.—30th, Stelly, Strain, Theriot, Thomas, Thompson, Thornhill, Toomy, Travis, Triche

Dimos	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Fauchoux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinet	Winston
Fruge	Perkins	Wright

Total—102

NAYS

Total—0

ABSENT

Doerge	Glover	Mitchell
Total—3		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2365—

BY REPRESENTATIVE GLOVER

AN ACT

To enact R.S. 36:109(E)(4) and Chapter 16-A of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1391 through 1401, relative to licensing and regulation of locksmiths; to create the State Licensing Board for Locksmiths; to provide for membership, terms, powers, and duties of the board; to provide for licensing of locksmiths; to provide for licensing fees; to provide for exemptions and exceptions to licensing requirements; to provide for license renewal, inactive status, denial, suspension, and revocation of licenses; to provide for an implementation period; to provide for prohibited activities and penalties for violations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Reengrossed House Bill No. 2365 by Representative Glover

AMENDMENT NO. 1

On page 12, between lines 7 and 8, insert the following:

"(9) Any company or individual regulated or licensed pursuant to R.S. 40:1662.1 et seq."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2365 by Representative Glover

AMENDMENT NO. 1

On page 6, line 13, following "required" and before the period "." change "herein" to "by this Chapter"

AMENDMENT NO. 2

On page 12, line 4, following "(B)" delete "of this" and on line 5, delete "Chapter"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fields to Reengrossed House Bill No. 2365 by Representative Glover

AMENDMENT NO. 1

On page 1, line 2, after "To enact R.S." delete "36:109(E)(4)" and insert "36:409(C)(8)"

AMENDMENT NO. 2

On page 1, line 14, after "Section 1. R.S." delete "36:109(E)(4)" and insert "36:409(C)(8)"

AMENDMENT NO. 3

On page 1, delete lines 15 through 17 in their entirety, and on page 2, delete lines 1 through 6 in their entirety and insert the following:

"§409. Transfer of agencies to Department of Public Safety and Corrections

* * *

C. The following agencies, as defined by R.S. 36:3, are transferred to and hereafter shall be within the Department of Public Safety and Corrections, as provided in R.S. 36:802:

* * *

(8) State Licensing Board for Locksmiths (R.S. 37:1391 through 1401)"

AMENDMENT NO. 4

On page 4, line 16, after "Department of" delete "Economic Development." and insert "Public Safety and Corrections."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Smith to Reengrossed House Bill No. 2365 by Representative Glover

AMENDMENT NO. 1

On page 3, line 21, delete ", electronic, or electrically controlled"

AMENDMENT NO. 2

On page 3, line 24, after "blanks." delete the remainder of the line and delete lines 25 and 26 in their entirety

AMENDMENT NO. 3

On page 4, delete lines 1 through 4 in their entirety

Rep. Glover moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander, A.—93rd	Hammett	Quezaire

Alexander, R.—13th	Heaton	Riddle
Ansardi	Hebert	Romero
Barton	Hill	Rousselle
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bruce	Hunter	Schneider
Brun	Iles	Shaw
Bruneau	Johns	Smith, J.D.—50th
Carter	Kennard	Smith, J.R.—30th
Chaisson	Kenney	Stelly
Clarkson	Lancaster	Strain
Copelin	Landrieu	Theriot
Crane	LeBlanc	Thomas
Curtis	Long	Thompson
Damico	Marionneaux	Thornhill
Daniel	Martiny	Toomy
Deville	McCain	Travis
DeWitt	McCallum	Triche
Diez	McDonald	Vitter
Dimos	McMains	Walsworth
Doerge	Michot	Warner
Donelon	Mitchell	Welch
Durand	Montgomery	Weston
Faucheux	Morrell	Wiggins
Flavin	Morrish	Wilkerson
Forster	Murray	Willard-Lewis
Frith	Odinet	Windhorst
Fruge	Perkins	Winston
Gautreaux	Pierre	Wright
Glover	Pinac	
Total—98		

NAYS

Bowler	Jenkins
Total—2	

ABSENT

Dupre	Fontenot	Jetson
Farve	Hudson	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2368—
BY REPRESENTATIVE GREEN
AN ACT

To enact R.S. 47:2420(D), relative to inheritance tax; to provide for exemption from penalty and interest for certain delinquent inheritance taxes; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ewing to Engrossed House Bill No. 2368 by Representative Green

AMENDMENT NO. 1

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

"Section 2. This Act shall be effective on July 1, 1998.

Rep. Green moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander, A.—93rd	Heaton	Pratt
Alexander, R.—13th	Hebert	Quezaire
Ansardi	Hill	Riddle
Barton	Holden	Romero
Baudoin	Hopkins	Rousselle
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Brun	Iles	Schneider
Bruneau	Jenkins	Shaw
Carter	Jetson	Smith, J.D.—50th
Chaisson	Kennard	Smith, J.R.—30th
Clarkson	Kenney	Stelly
Copelin	Lancaster	Strain
Crane	Landrieu	Theriot
Curtis	LeBlanc	Thomas
Daniel	Long	Thompson
Deville	Marionneaux	Thornhill
DeWitt	Martiny	Toomy
Diez	McCain	Travis
Dimos	McCallum	Triche
Doerge	McDonald	Vitter
Dupre	McMains	Walsworth
Durand	Michot	Warner
Farve	Mitchell	Welch
Flavin	Montgomery	Weston
Fontenot	Morrell	Wiggins
Forster	Morrish	Wilkerson
Frith	Murray	Willard-Lewis
Fruge	Odinet	Windhorst
Gautreaux	Perkins	Winston
Green	Pierre	Wright
Total—99		

NAYS

Total—0

ABSENT

Bruce	Donelon	Glover
Damico	Faucheux	Johns
Total—6		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2372—
BY REPRESENTATIVES KENNARD, BRUCE, CLARKSON, CRANE, DIEZ, DIMOS, DONELON, DUPRE, FLAVIN, FONTENOT, FRITH, GAUTREAU, HILL, ILES, JOHNS, KENNEY, LANCASTER, LEBLANC, MCDONALD, MCMAINS, MORRISH, POWELL, QUEZAIRE, SCALISE, SCHNEIDER, JACK SMITH, JOHN SMITH, STELLY, STRAIN, THOMAS, THOMPSON, TRICHE, VITTER, WALSWORTH, WIGGINS, WILLARD-LEWIS, AND WRIGHT

AN ACT

To amend and reenact R.S. 49:1015(C), (D), and (E) and to enact R.S. 49:1015(F), (G), and (H), relative to testing public employees for use of drugs; to provide relative to drug testing of public employees in safety-sensitive or security-sensitive positions; to authorize public employers to require samples from an employee for drug testing under certain circumstances; to provide with respect to testing for reasonable suspicion of drug use; to provide for disciplinary action only under certain circumstances; to provide under certain circumstances for the

payment of certain costs by the public employer; to provide for certain exceptions; to provide for voluntary drug testing of public employees; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 2372 by Representative Kennard

AMENDMENT NO. 1

On page 1, line 2, delete "49:1015(C), (D), and (E)" and insert "49:1002(A) and (B) and 1015"

AMENDMENT NO. 2

On page 1, line 4, after the first word "of" insert "alcohol and" and after the second "to" and before "drug" insert "alcohol or"

AMENDMENT NO. 3

On page 1, at the end of line 11, add "to provide definitions;"

AMENDMENT NO. 4

On page 1, line 14, delete "49:1015(C), (D), and (E)" and insert "49:1002(A) and (B) and 1015"

AMENDMENT NO. 5

On page 1, after line 16, insert the following:

"§1002. Applicability

A. This Chapter applies to testing for the presence of marijuana, opioids, cocaine, amphetamines, and phencyclidine. This Chapter also applies to testing for the presence of alcohol as provided in R. S. 49:1015.

B. This Chapter does not preclude or regulate the testing for drugs other than those specified in Subsection A of this Section or other controlled substances as defined in 21 U.S.C. 812, Schedules I, II, III, IV, and alcohol, except for alcohol as provided in R. S. 49:1015."

AMENDMENT NO. 6

On page 2, delete line 2, and insert the following:

"A. A public employer may require, as a condition of continued employment, samples from his employees to test for the presence of alcohol or drugs following an accident during the course and scope of his employment, under other circumstances which result in reasonable suspicion that alcohol or drugs are being used, or as a part of a monitoring program established by the employer to assure compliance with terms of a rehabilitation agreement.

B. A public employer may require samples from prospective employees, as a condition of hiring, to test for the presence of alcohol or drugs.

* * *

AMENDMENT NO. 7

On page 2, line at the end of line 3, add "alcohol or"

AMENDMENT NO. 8

On page 2, line 7, change "affect" to "endanger"

AMENDMENT NO. 9

On page 2, line 11, after "delivery," and before "drug" insert "alcohol or"

AMENDMENT NO. 10

On page 2, line 12, after "to" and before "drugs" insert "alcohol or"

AMENDMENT NO. 11

On page 2, line 14, after "security-sensitive" insert a period "." and delete the remainder of the line and delete line 15

AMENDMENT NO. 12

On page 2, line 16, after "samples" insert ", in accordance with the provisions of this Chapter,"

AMENDMENT NO. 13

On page 2, line 17, after "of" and before "drugs" insert "alcohol or"

AMENDMENT NO. 14

On page 2, line 18, after "that" and before "drugs" insert "alcohol or"

AMENDMENT NO. 15

On page 2, line 20, after "absenteeism" and before the comma "," insert "which is not medically related"

AMENDMENT NO. 16

On page 2, line 22, after "notified" and before "and" insert "in writing" and after "regarding" insert "any"

AMENDMENT NO. 17

On page 2, at the end of line 23, delete "a" and insert "an alcohol or"

AMENDMENT NO. 18

On page 2, line 25, after "shall" delete "be required to" and delete line 26 and insert the following: "have successfully completed alcohol or drug screening training certified by the Department of Health and Hospitals. The Department of Health and Hospitals shall promulgate rules and regulations for the implementation and administration of this Section. The agency head, and his designee"

AMENDMENT NO. 19

On page 3, at the beginning of line 1, delete "when applicable," and after "passed" and before "drug" delete "a" and insert "an alcohol or"

AMENDMENT NO. 21

On page 3, line 2, after "the" and before "drug" insert "alcohol or"

AMENDMENT NO. 22

On page 3, at the end of line 5, add "alcohol or"

AMENDMENT NO. 23

On page 3, line 9, after "action." add the following: "In addition to general and special damages, exemplary damages may be awarded upon proof that the injuries on which the action is based were caused by a wanton or reckless disregard for the rights and safety of others."

AMENDMENT NO. 24

On page 3, line 11, after "to" and before "drug" insert "alcohol or" and between "testing" and the period "." insert "by submitting their names to be included in the random alcohol or drug testing pool"

AMENDMENT NO. 25

On page 3, line 12, after "employee" and before "drug" insert "alcohol or"

AMENDMENT NO. 26

On page 3, at the end of line 14, add the following: "In addition, alcohol testing shall be performed in accordance with the accepted methodology implemented by the United States Department of Transportation."

AMENDMENT NO. 27

On page 3, line 15, after "(2)" insert "(a)"

AMENDMENT NO. 28

On page 3, line 16, after "for" and before "drugs" insert "alcohol or" and after "drugs" insert "in accordance with the provisions of this Chapter," and after "positive for" and before "drugs" insert "alcohol or"

AMENDMENT NO. 29

On page 3, line 17, after "occasions." and before "shall" delete "This" and insert:

"This Subparagraph shall not be applicable to any full-time commissioned law enforcement officer or to any employee of corrections services of the Department of Public Safety and Corrections.

(b) The provisions of this Paragraph"

AMENDMENT NO. 30

On page 3, delete line 19 through 22 and insert the following: "All pre-employment, random, reasonable suspicion, and post-accident alcohol or drug testing for public employees shall include both initial and confirmatory testing in accordance with the provisions of this Chapter."

AMENDMENT NO. 31

On page 4, line 8, after "(D)(3)" delete the remainder of the line

AMENDMENT NO. 32

On page 4, after line 10, add the following:

"I. For purposes of testing for the presence of alcohol:

(1) "Collection site" means a place designated by the employer where individuals present themselves for the purpose of providing a

specimen of their urine to be analyzed for the presence of drugs, or a saliva specimen for analysis for the presence of alcohol.

(2) "Collection site person" means a person who instructs and assists individuals at a collection site and who receives and makes a preliminary observation of the urine specimen provided by those individuals and performs alcohol screening tests in accordance with implemented ideology of the United States Department of Transportation. A collection site person shall have successfully completed training to carry out this function, and be certified by the state of Louisiana. Certification will be granted by the Department of Health and Hospital, Bureau of Health Standards. The department shall promulgate rules and regulations relative to certification of collection site personnel."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2372 by Representative Kennard

AMENDMENT NO. 1

In Senate Committee Amendment No. 5, proposed by the Senate Committee on Judiciary C adopted by the Senate on June 16, 1997, following line 22 insert three asterisks "***"

AMENDMENT NO. 2

In Senate Committee Amendment No. 6, proposed by the Senate Committee on Judiciary C adopted by the Senate on June 16, 1997, on line 36, delete the asterisks "****"

AMENDMENT NO. 3

In Senate Committee Amendment No. 30, proposed by the Senate Committee on Judiciary C adopted by the Senate on June 16, 1997, on line 2, following the quotation marks and before "All" insert "(3)"

AMENDMENT NO. 4

In Senate Committee Amendment No. 32, proposed by the Senate Committee on Judiciary C adopted by the Senate on June 16, 1997, on line 18, change "implemented ideology" to "accepted methodology"; and on line 24, following "personnel." and before the quotation marks insert "Section 2. The Louisiana State Law Institute is hereby directed to redesignate the heading of Part IV of Chapter 1 of Title 49 of the Revised Statutes of 1950, and the heading of R.S. 49:1015, both to read "Public Employee Alcohol and Drug Testing"."

AMENDMENT NO. 5

On page 1, at the end of line 2, delete "and to enact "R.S." and on line 3, delete "49: 1015(F), (G), and (H)"

AMENDMENT NO. 6

On page 1, line 15, following "reenacted" delete "and R.S. 49: 1015(F), (G), and (H) are hereby enacted"

AMENDMENT NO. 7

On page 2, line 23, following "shall" and before "be" delete "only" and on line 24, following "test" and before "if" insert "only"

AMENDMENT NO. 8

On page 4, line 8, following "of" and before "(D)(3)" change "Subsection" to "Paragraph"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jones to Reengrossed House Bill No. 2372 by Representative Kennard

AMENDMENT NO. 1

On page 1, at the end of line 11, add "to provide for confidentiality;"

AMENDMENT NO. 2

On page 4, after Senate Committee Amendment No. 32, proposed by the Senate Committee on Judiciary C and adopted by the Senate on June 16, 1997, add the following:

"J. Release of information relative to testing, the administration of the test, and the results of the test shall be considered confidential and shall be considered a violation of the provisions of this Section and shall be a misdemeanor punishable by a fine not to exceed \$10,000 or imprisonment for six months, or both."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Reengrossed House Bill No. 2372 by Representative Kennard

AMENDMENT NO. 1

On page 1, line 6, after "for" and before "drug" insert "alcohol or"

AMENDMENT NO. 2

On page 1, line 8, after "of" and before "drug" insert "alcohol or"

AMENDMENT NO. 3

On page 1, line 11, after "voluntary" and before "drug" insert "alcohol or"

AMENDMENT NO. 4

On page 2, delete Senate Committee Amendment No. 18, proposed by the Senate Committee on Judiciary, Section C, and adopted by the Senate on June 16, 1997 and on page 2, line 25, after "shall" delete "be required to" and delete line 26 and insert the following:

"have successfully completed alcohol or drug screening training certified by the Department of Health and Hospitals. The Department of Health and Hospitals shall promulgate rules and regulations for the implementation and administration of such certification. The agency head and his designee"

AMENDMENT NO. 5

On page 3, between lines 22 and 23, insert:

"(4) Notwithstanding the provisions of R.S. 49:1006(D)(7), if a public employee tests positive for alcohol or drugs and a confirmatory test is made, the cost of such a confirmatory test shall be paid by his public employer. The provisions of this Paragraph shall not apply to any public employer except the state."

AMENDMENT NO. 6

On page 4, delete Senate Committee Amendment No. 32, proposed by the Senate Committee on Judiciary, Section C, and adopted by the Senate on June 16, 1997, and on page 4, after line 10, and before Section 2 as added by Legislative Bureau Amendment No. 4, insert:

"I. For purposes of testing for the presence of alcohol:

(1) "Collection site" means a place designated by the employer where individuals present themselves for the purpose of providing a specimen for analysis for the presence of alcohol.

(2) "Collection site person" means a person who instructs and assists individuals at a collection site and who receives and makes a preliminary observation of the specimen provided by those individuals and performs alcohol screening tests in accordance with implemented methodology of the United States Department of Transportation. A collection site person shall have successfully completed training to carry out this function, and be certified by the state of Louisiana. Certification will be granted by the Department of Health and Hospital, Bureau of Health Standards. The department shall promulgate rules and regulations relative to certification of collection site personnel."

AMENDMENT NO. 7

On page 4, before Section 2 as added by Legislative Bureau Amendment No. 4, insert:

"J.(1) Notwithstanding any provision of this Section to the contrary and particularly the provisions of Paragraph (D)(3) and (F)(1) and Subsection I of this Section, for initial and screening tests only corrections services of the Department of Public Safety and Corrections shall be exempt from provisions which would otherwise require any of the following:

(a) Certification of training by the Department of Health and Hospitals.

(b) Alcohol testing to be performed in accordance with methodology of the United States Department of Transportation.

(c) Confirmatory testing of a pre-employment initial test or screening test.

(2) For purposes of initial or screening tests, corrections services of the Department of Public Safety and Corrections shall:

(a) Provide for training of personnel for whom training is required by this Section.

(b) Perform alcohol testing in accordance with a written department policy, duly promulgated which except as provided in this Subsection shall comply with the provisions of this Chapter."

AMENDMENT NO. 8

On page 4, after Section 2 as added by Legislative Bureau Amendment No. 4, add:

"Section 3. This Act shall become effective on January 1, 1998; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on January 1, 1998, or on the day following such approval by the legislature, whichever is later. However, the Department of Health and Hospitals shall adopt the rules provided for in this Act prior to that date in accordance with the Administrative Procedure Act."

Rep. Kennard moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

Page 130 HOUSE

58th Day's Proceedings - June 21, 1997

YEAS

Mr. Speaker	Frith	Pinac
Alario	Fruge	Powell
Alexander, A.—93rd	Gautreaux	Quezaire
Alexander, R.—13th	Green	Romero
Ansardi	Guillory	Rousselle
Barton	Hammett	Salter
Baudoin	Heaton	Scalise
Baylor	Hill	Schneider
Bowler	Hopkins	Shaw
Bruce	Iles	Smith, J.D.—50th
Brun	Jenkins	Smith, J.R.—30th
Bruneau	Johns	Stelly
Carter	Kennard	Strain
Chaisson	Kenney	Theriot
Clarkson	Lancaster	Thompson
Crane	Landrieu	Thornhill
Curtis	LeBlanc	Toomy
Damico	Long	Travis
Deville	Marionneaux	Triche
DeWitt	Martiny	Vitter
Diez	McCallum	Walsworth
Dimos	McDonald	Warner
Doerge	McMains	Weston
Donelon	Michot	Wiggins
Dupre	Montgomery	Wilkerson
Durand	Morrish	Willard-Lewis
Flavin	Odinet	Windhorst
Fontenot	Perkins	Winston
Forster	Pierre	Wright
Total—87		

NAYS

Copelin	Hunter	Murray
Farve	Jetson	Pratt
Hebert	McCain	Riddle
Holden	Morrell	Welch
Total—12		

ABSENT

Daniel	Glover	Mitchell
Faucheux	Hudson	Thomas
Total—6		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 2380— BY REPRESENTATIVE THERIOT AN ACT

To enact R.S. 32:414(N), relative to drivers' licenses; to provide for the suspension of drivers' licenses under certain conditions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 2380 by Representative Theriot

AMENDMENT NO. 1

On page 1, line 10, after "suspend the" change "driver's license" to "driving and motor vehicle registration privileges"

AMENDMENT NO. 2

On page 1, at the beginning of line 16, change "the" to "a"

AMENDMENT NO. 3

On page 1, at the end of line 17, insert:

"No economic hardship license shall be issued when a person's driving and motor vehicle registration privileges have been suspended under the provisions of this Paragraph."

Rep. Theriot moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pinac
Alario	Glover	Powell
Alexander, A.—93rd	Green	Pratt
Ansardi	Guillory	Quezaire
Barton	Hammett	Riddle
Baudoin	Heaton	Romero
Baylor	Hebert	Rousselle
Bowler	Hill	Salter
Bruce	Holden	Scalise
Brun	Hopkins	Schneider
Bruneau	Hudson	Shaw
Carter	Hunter	Smith, J.D.—50th
Chaisson	Iles	Smith, J.R.—30th
Clarkson	Jenkins	Stelly
Copelin	Johns	Strain
Crane	Kennard	Theriot
Curtis	Kenney	Thomas
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright
Fruge	Pierre	
Total—101		

NAYS

Jetson
Total—1

ABSENT

Alexander, R.—13th	Mitchell	Perkins
Total—3		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2382—
BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 38:225(1) and (6), relative to levee boards and districts; to prohibit obstructions on levees, waterways, and rights-of-way therefor; to provide for the removal of obstructions at the expense of the person responsible; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 2382 by Representative Diez

AMENDMENT NO. 1

On page 1, line 2, after "(6)" add "and to enact R.S. 38:225(10)"

AMENDMENT NO. 2

On page 1, at the end of line 7, add "and R.S. 38:225(10) is hereby enacted"

AMENDMENT NO. 3

On page 2, line 17, after "Engineers" change "or" to "and"

AMENDMENT NO. 4

On page 2, line 20, after "servitude" add "and on which a flood control levee or flood control structure is located" and after "first" delete "notifying or"

AMENDMENT NO. 5

On page 2, line 25, after the semicolon ";" delete the remainder of the line, delete line 26 and add in lieu thereof:

"* * *

(10) Drive or otherwise sink piles within two hundred fifty feet of the levee unless he has first received a permit or a letter of no objection from the levee district.

* * *

AMENDMENT NO. 6

On page 3, delete lines 1 through 3

Rep. Diez moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Powell
Alario	Green	Pratt
Alexander, A.—93rd	Guillory	Quezairi
Ansardi	Hammitt	Riddle

Barton	Hebert	Romero
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Brun	Hunter	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Johns	Stelly
Copelin	Kenney	Strain
Crane	Lancaster	Theriot
Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneau	Toomy
Diez	Martiny	Travis
Dimos	McCain	Triche
Doerge	McCallum	Vitter
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Montgomery	Weston
Fauchoux	Morrish	Wiggins
Flavin	Murray	Wilkerson
Fontenot	Odinet	Willard-Lewis
Forster	Perkins	Windhorst
Frith	Pierre	Winston
Fruge	Pinac	Wright

Total—96

NAYS

Total—0

ABSENT

Alexander, R.—13th	Glover	Kennard
Clarkson	Heaton	Mitchell
Daniel	Iles	Morrell
Total—9		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2403—
BY REPRESENTATIVE TOOMY

AN ACT

To enact R.S. 17:1835, to enable the Board of Trustees for State Colleges and Universities to assess a student technology fee; to authorize the board to provide for the assessment of such fee at each institution in the University of Louisiana system; to provide limitations; to provide for the use of the proceeds thereof; to provide for reports; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 2403 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 3, after "Universities to" delete the remainder of the line and delete lines 4 and 5 in their entirety and on line 6 delete "the use of proceeds thereof; to provide for reports;" and insert in lieu thereof the following:

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"establish tuition amounts and other fees and charges applicable to students attending Bossier Parish Community College; to provide exceptions; to provide limitations;"

AMENDMENT NO. 2

On page 1, line 10, after "§1835." delete the remainder of the line and insert in lieu thereof "Bossier Parish Community College; tuition, fees, and charges"

AMENDMENT NO. 3

On page 1 delete lines 11 through 17 and on page 2 delete lines 1 through 21 in their entirety and insert in lieu thereof the following:

"Except as otherwise provided for in R.S. 17:1825(C)(1) as contained in the Act which originated as House Bill No. 598 of the 1997 Regular Session of the Legislature, the Board of Trustees for State Colleges and Universities is authorized to establish tuition amounts and other fees and charges applicable to students attending Bossier Parish Community College that are consistent with tuition amounts and other fees and charges applicable to students attending other public two-year institutions of higher education in the University of Louisiana system."

Rep. Toomy moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pratt
Alario	Gautreaux	Quezaire
Alexander, A.—93rd	Glover	Riddle
Alexander, R.—13th	Green	Romero
Ansardi	Guillory	Rousselle
Barton	Hammett	Salter
Baudoin	Heaton	Scalise
Baylor	Hebert	Schneider
Bowler	Holden	Shaw
Bruce	Hopkins	Smith, J.D.—50th
Brun	Hudson	Smith, J.R.—30th
Bruneau	Hunter	Stelly
Carter	Iles	Strain
Chaisson	Johns	Theriot
Clarkson	Kenney	Thomas
Copelin	Lancaster	Thompson
Crane	Landrieu	Thornhill
Curtis	LeBlanc	Toomy
Daniel	Long	Travis
Deville	Martiny	Triche
DeWitt	McCain	Vitter
Diez	McCallum	Walsworth
Dimos	McDonald	Warner
Doerge	McMains	Welch
Donelon	Michot	Weston
Dupre	Montgomery	Wiggins
Durand	Morrell	Wilkerson
Farve	Morrish	Willard-Lewis
Faucheux	Murray	Windhorst
Flavin	Perkins	Winston
Fontenot	Pierre	Wright
Forster	Pinac	
Frith	Powell	
Total—97		

NAYS

Jenkins
Total—2

Jetson

ABSENT

Damico	Kennard	Mitchell
Hill	Marionneaux	Odinet
Total—6		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 2424—

BY REPRESENTATIVES CRANE, BRUN, R. ALEXANDER, BARTON, BAUDOIN, BOWLER, BRUCE, BRUNEAU, DEVILLE, DIEZ, DIMOS, DONELON, DUPRE, FLAVIN, FONTENOT, FORSTER, FRITH, FRUGE, GAUTREAUX, HAMMETT, HEBERT, HILL, HOPKINS, JOHNS, KENNARD, KENNEY, LANCASTER, MARTINY, MCCALLUM, MCDONALD, MCMAINS, MORRISH, PINAC, ROUSSELLE, SALTER, SCALISE, SHAW, STELLY, THORNHILL, TRICHE, VITTER, WALSWORTH, WIGGINS, AND WRIGHT

AN ACT

To amend and reenact R.S. 17:3351(A)(5), relative to tuition and attendance fees at public colleges and universities; to provide for the powers, duties, and responsibilities of public higher education management boards; to grant authority to the management boards to establish in accordance with certain guidelines tuition and attendance fees applicable to nonresident students; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 2424 by Representative Crane

AMENDMENT NO. 1

On page 2, line 13, delete "comparable"

AMENDMENT NO. 2

On page 2, line 15 after "Louisiana," delete "as determined" and insert in lieu thereof "which are in the same category as established"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2424 by Representative Crane

AMENDMENT NO. 1

On page 2, line 1, following "Constitution" and before "of Louisiana" delete "of the state" and following "Louisiana" delete "of 1974"

Rep. Crane moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Powell
Alario	Gautreaux	Riddle
Barton	Hammett	Rousselle
Baudoin	Hebert	Salter
Bowler	Hill	Scalise

Bruce	Holden	Schneider
Brun	Hopkins	Shaw
Bruneau	Iles	Smith, J.R.—30th
Carter	Jenkins	Stelly
Clarkson	Johns	Strain
Crane	Kenney	Theriot
Damico	Landrieu	Thomas
DeWitt	LeBlanc	Thompson
Diez	Long	Toomy
Dimos	Marionneaux	Travis
Doerge	Martiny	Triche
Donelon	McCain	Vitter
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Fauchoux	McMains	Wiggins
Flavin	Michot	Windhorst
Fontenot	Morrish	Winston
Forster	Perkins	Wright
Frith	Pinac	
Total—71		

NAYS

Alexander, A.—93rd	Guillory	Quezaire
Ansardi	Heaton	Romero
Baylor	Hudson	Smith, J.D.—50th
Chaisson	Hunter	Thornhill
Copelin	Jetson	Welch
Curtis	Morrell	Weston
Daniel	Murray	Wilkerson
Deville	Odinet	Willard-Lewis
Farve	Pierre	
Green	Pratt	
Total—28		

ABSENT

Alexander, R.—13th	Kennard	Mitchell
Glover	Lancaster	Montgomery
Total—6		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

Suspension of the Rules

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

HOUSE BILL NO. 2435—
BY REPRESENTATIVE FONTENOT
AN ACT

To enact R.S. 46:460.4 and Part V of Chapter 14 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1021, relative to testing certain persons for use of drugs; to provide for legislative policy; to direct the secretary of the Department of Social Services in consultation with the secretary of the Department of Health and Hospitals and the commissioner of administration to establish a mandatory drug testing program for certain adults in the Temporary Assistance for Needy Families Block Grant Program; to provide for the suspension of a program participant identified as an illegal drug user in certain circumstances; to provide for a program of education and rehabilitation; to provide for random drug tests for certain persons receiving something of value from the state; to provide for rules and regulations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 2435 by Representative Fontenot

AMENDMENT NO. 1

On page 1, line 13, between "state;" and "to" insert "to provide for reporting on the programs;"

AMENDMENT NO. 2

On page 2, line 26, between "participants" and the period "." insert "and provide that testing shall be done by state certified laboratories"

AMENDMENT NO. 3

On page 3, line 7, between "user" and the period "." insert the following:

"; however, in no event shall participation in such entitlement program be suspended while the participant is taking part in the education and rehabilitation program or until an education and rehabilitation program is available to the participant."

AMENDMENT NO. 4

On page 3, after line 26, insert the following:

"E. The secretary shall prepare a written statistical report on the program and submit the report to the legislature on or before January 1, 1999 and annually thereafter."

AMENDMENT NO. 5

On page 7, between lines 17 and 18, insert the following:

"H. The commissioner of administration shall prepare a written statistical report on the program and submit the report to the legislature on or before January 1, 1999 and annually thereafter."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bagneris to Reengrossed House Bill No. 2435 by Representative Fontenot

AMENDMENT NO. 1

On page 7, line 18, between "by" and "this" insert "Section 1 of"

AMENDMENT NO. 2

On page 7, line 21, change "Sections 1 and 2" to "Sections 1, 2, and 3"

AMENDMENT NO. 3

On page 7, line 23, change "Section 1" to "Sections 1 and 2"

Rep. Fontenot moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pinac
Alario	Guillory	Powell
Alexander, R.—13th	Hammett	Riddle
Ansardi	Heaton	Romero
Barton	Hebert	Rousselle
Baudoin	Hill	Salter
Baylor	Holden	Scalise
Bruce	Hopkins	Schneider
Brun	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Crane	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Travis
Dimos	Marionneaux	Triche
Doerge	Martiny	Vitter
Donelon	McCain	Walsworth
Dupre	McCallum	Warner
Durand	McDonald	Weston
Farve	McMains	Wiggins
Faucheux	Michot	Wilkerson
Flavin	Montgomery	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Odinet	Winston
Frith	Perkins	Wright
Fruge	Pierre	
Total—89		

NAYS

Alexander, A.—93rd	Hudson	Pratt
Copelin	Hunter	Quezairé
Curtis	Morrell	Toomy
Green	Murray	Welch
Total—12		

ABSENT

Bowler	Glover
Diez	Mitchell
Total—4	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2447—
BY REPRESENTATIVE WESTON
AN ACT

To enact R.S. 47:463.46, relative to motor vehicle license plates; to create a special license plate for the Louisiana state parks; to provide for costs and issuance; to provide for the transfer of land to the office of state parks; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 2447 by Representative Weston

AMENDMENT NO. 1

On page 2, line 12, after "be" delete the remainder of the line and delete line 13 and add the following:

"deposited in the Louisiana State Parks Improvement and Repair Fund established in R.S. 56:1703 and shall be used solely for financing improvements and repairs at state parks as provided for in that fund. The funds deposited hereunder shall be allocated in the manner provided for in Subsection (C)(2) of said R.S. 56:1703."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2447 by Representative Weston

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Transportation, Highways and Public Works adopted by the Senate on June 12, 1997, on line 8, after "in" delete the remainder of the line and insert "R.S. 56:1703(C)(2)."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Reengrossed House Bill No. 2447 by Representative Weston

AMENDMENT NO. 1

On page 1, line 2, after "To" insert:

"provide for special uses of certain properties within Lake Fausse Pointe State Park located in Iberia and St. Martin parishes and"

AMENDMENT NO. 2

On page 2, at the bottom of the page, insert:

"Section 2 A. Notwithstanding any law to the contrary and subject to the limitations and restrictions provided in this Act and set forth by law, including rules and regulations promulgated by the Department of Wildlife and Fisheries, hunting with shotguns only shall be authorized from November 1 to January 15 annually on the property described below, to wit:

That portion of lands in Lake Fausse Pointe State Park lying adjacent to and south of the Ceabon Pipeline Canal, all located in Iberia and St. Martin parishes.

B. Under no circumstances shall the authorization for hunting contained in this Act be extended to or apply to any other property now owned or acquired in the future by the office of state parks. Such authorized use is predicated upon a unique combination of features at Lake Fausse Pointe State Park, including the fact that the acreage referred to in Sub-Section (A) herein is a wetland area, which is isolated by a natural water boundary of approximately thirty feet in width, and lies more than one mile from the closest constructed facility on the park.

C. The park wardens shall bear no responsibility for the enforcement of state wildlife laws, but shall retain all law enforcement powers granted to them under state law. The restrictions on hunting which are contained in this Act shall be strictly enforced. All violations of the provisions of this Act shall be prosecuted to the fullest extent of the law. The secretary of the Department of Culture, Recreation and Tourism, after a finding of imminent peril to the public health, safety or welfare of the citizens of the state of Louisiana or their visitors, may suspend the authorization of hunting

provided in this Act, provided however, that such suspension shall be subject to a prior approval by the Senate Committee on Natural Resources and House Committee on Municipal, Parochial and Cultural Affairs.

D. The provisions of this Section shall cease to be effective on July 1, 2000."

Rep. Weston moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. Alario moved that the amendments proposed by the Senate be rejected.

Rep. Weston objected.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Murray
Alario	Green	Odinet
Baudoin	Guillory	Pratt
Baylor	Heaton	Riddle
Bowler	Holden	Rousselle
Bruce	Hudson	Salter
Carter	Hunter	Smith, J.D.—50th
Chaisson	Iles	Stelly
Clarkson	Jenkins	Strain
Copelin	Jetson	Thornhill
Crane	Landrieu	Toomy
Curtis	LeBlanc	Triche
Damico	Marionneaux	Warner
Daniel	McCain	Windhorst
Deville	Michot	Winston
Dupre	Mitchell	Wright
Faucheux	Montgomery	
Forster	Morrell	
Total—52		

NAYS

Alexander, A.—93rd	Hammett	Quezaire
Alexander, R.—13th	Hebert	Romero
Ansardi	Hill	Scalise
Barton	Hopkins	Schneider
Brun	Johns	Shaw
Bruneau	Kennard	Theriot
DeWitt	Kenney	Thomas
Diez	Long	Thompson
Dimos	Martiny	Travis
Doerge	McCallum	Vitter
Donelon	McDonald	Walsworth
Durand	McMains	Welch
Farve	Morrish	Weston
Flavin	Perkins	Wiggins
Fontenot	Pierre	Wilkerson
Frith	Pinac	Willard-Lewis
Fruge	Powell	
Total—50		

ABSENT

Glover	Lancaster	Smith, J.R.—30th
Total—3		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 2451—

BY REPRESENTATIVES ANSARDI, PIERRE, AND DANIEL
AN ACT

To enact R.S. 33:2740.35, to create an educational facilities improvement district in certain school districts; to provide for the purposes and governance of such districts; to provide for the rights and powers of any such district including the authority, subject to voter approval, to levy a sales and use tax and to issue bonds; to provide relative to agreements between educational facilities improvement districts and school districts; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 2451 by Representative Ansardi

AMENDMENT NO. 1

On page 3, line 6, after "East Baton Rouge," insert "West Baton Rouge,"

AMENDMENT NO. 2

On page 3, line 9, after "Parishes" change "and" to a comma

AMENDMENT NO. 3

On page 3, line 10, after "Monroe" insert ", and the city of Baker should a city of Baker municipal school system be established as provided by law"

Rep. Ansardi moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Gautreaux	Pierre
Alexander, A.—93rd	Green	Pinac
Alexander, R.—13th	Guillory	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Bruneau	Hudson	Scalise
Carter	Hunter	Schneider
Chaisson	Iles	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Strain
Crane	Kennard	Theriot
Curtis	Kenney	Thomas
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis

Diez	Marionneaux	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright

Total—99

NAYS

Brun	Jenkins
------	---------

Total—2

ABSENT

Glover	Smith, J.R.—30th
Mitchell	Stelly

Total—4

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2456—
BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 49:969, relative to the Administrative Procedure Act; to provide relative to the publication of concurrent resolutions adopted by the legislature affecting rules, regulations, or fees adopted by an agency; to provide for the effectiveness of such changes; to change the time period for the proposal of rules similar to disapproved rules; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 2456 by Representative Windhorst

AMENDMENT NO. 1

On page 2, line 11, delete "the provisions of"

AMENDMENT NO. 2

On page 2, line 13, change "rules" to "any rule"

Rep. Windhorst moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	Hammatt	Pratt
Alexander, R.—13th	Heaton	Quezairi
Ansardi	Hebert	Riddle

Barton	Hill	Romero
Baudoin	Holden	Rousselle
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Brun	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Copelin	Kenney	Theriot
Crane	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Vitter
Dimos	McCain	Walsworth
Doerge	McCallum	Warner
Donelon	McDonald	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright
Frige	Perkins	
Gautreaux	Pierre	

Total—100

NAYS

Total—0

ABSENT

Curtis	Glover	Triche
Faucheux	Mitchell	

Total—5

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2459—
BY REPRESENTATIVES MONTGOMERY, BAUDOIN, BRUCE, CARTER, DOERGE, FRITH, FRUGE, GAUTREAU, HILL, HUDSON, ILES, KENNEY, MORRISH, STRAIN, ALARIO, BARTON, BAYLOR, CRANE, DAMICO, DANIEL, DEVILLE, DEWITT, DIEZ, FAUCHEUX, FLAVIN, FONTENOT, GREEN, GUILLORY, HAMMETT, HEATON, HOLDEN, HOPKINS, HUNTER, JOHNS, LANDRIEU, LEBLANC, MARIONNEAUX, MCCALLUM, MCDONALD, MICHOT, MITCHELL, MURRAY, ODINET, PIERRE, PINAC, POWELL, QUESAIRE, RIDDLE, ROMERO, ROUSSELLE, SALTER, SHAW, JACK SMITH, JOHN SMITH, THOMPSON, TRAVIS, TRICHE, WALSWORTH, WESTON, WIGGINS, WILKERSON, AND WILLARD-LEWIS

AN ACT

To enact Part VIII of Chapter 28 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4410 through 4416, relative to forestry; to provide for declaration of policy and cooperative agreements; to create and provide for the disposition of funds concerning the Forestry Productivity Fund; to provide for assistance through cooperative agreements; to provide for the administration of the program and powers and duties of the commissioner; to provide for exclusions and limitations; to provide for requirements of participation; to provide for competitive research and cooperative extension grants; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Malone to Reengrossed House Bill No. 2459 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2 after "To" insert "amend and reenact R.S. 3:4278.2(B) and to"

AMENDMENT NO. 2

On page 1, line 4 after "forestry;" insert "to require approval of at least sixty-five of the co-owners of timber property prior to the sale of timber;"

AMENDMENT NO. 3

On page 2, line 1, after "Section 1." insert "R.S. 3:4278.2(B) is hereby amended and reenacted to read as follows and"

AMENDMENT NO. 4

On page 2, between 3 and 4, insert the following:

"§4278.2. Sale of undivided timber interest; consent of co-owners; theft

* * *

B. A buyer who purchases the timber from a co-owner or co-heir of land may not remove the timber without the consent of the co-owners or co-heirs representing at least eighty sixty-five percent of the ownership interest in the land, provided that he has made reasonable effort to contact the co-owners or co-heirs who have not consented and, if contacted, has offered to contract with them on substantially the same basis that he has contracted with the other co-owners or co-heirs.

* * *"

Rep. Montgomery moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. Gautreaux moved that the amendments proposed by the Senate be rejected.

Rep. Montgomery objected.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives voting 'YEAS' in three columns: Alexander, R.—13th, Ansardi, Bowler, Carter, Chaisson, Damico, Daniel, Dimos, Dupre; Hudson, Iles, Jenkins, Jetson, Johns, Lancaster, LeBlanc, Long, Marionneaux; Rousselle, Salter, Smith, J.R.—30th, Stelly, Strain, Theriot, Thomas, Toomy, Travis.

Table listing names of representatives voting 'NAYS' in three columns: Durand, Farve, Fauchoux, Flavin, Frith, Fruge, Gautreaux, Hebert, Hill, Holden, Total—55; Martiny, McCain, McCallum, McDonald, McMains, Michot, Morrish, Odinet, Powell, Riddle; Triche, Walsworth, Warner, Welch, Weston, Wiggins, Wilkerson, Winston.

NAYS

Table listing names of representatives voting 'ABSENT' in three columns: Mr. Speaker, Alario, Alexander, A.—93rd, Barton, Baudoin, Baylor, Bruce, Brun, Bruneau, Clarkson, Copelin, Crane, Curtis, Deville, DeWitt, Diez, Doerge, Total—49; Donelon, Fontenot, Forster, Glover, Green, Guillory, Hammett, Heaton, Hopkins, Hunter, Kennard, Kenney, Landrieu, Mitchell, Montgomery, Morrell, Murray; Pierre, Pinac, Pratt, Quezaire, Romero, Scalise, Schneider, Shaw, Smith, J.D.—50th, Thompson, Thornhill, Vitter, Willard-Lewis, Windhorst, Wright.

ABSENT

Perkins Total—1

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 2460— BY REPRESENTATIVE BAUDOIN AN ACT

To enact R.S. 30:2073(9) and 2075.3, relative to public sewer systems; to provide for operating; to provide for receiverships; to provide for conditions; to provide for powers of the court; to provide for powers and duties of the receiver; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Robichaux to Engrossed House Bill No. 2460 by Representative Baudoin

AMENDMENT NO. 1

On page 1, delete lines 2 through 5 in their entirety in insert in lieu thereof the following:

"To amend and reenact R.S. 30:4(C)(16)(a), the introductory paragraph of 4(I), and 4(I)(7) and to enact R.S. 30:4.3, 4.4, 2073(9), and 2075.3, relative to public health; to provide for the regulation of certain nonhazardous waste facilities; to provide for the operation of certain public sanitary sewerage systems; to provide for receiverships

of public sanitary sewerage systems; to provide for powers of the court and the receiver; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." change "R.S. 30:2073(9) and 2075.3" to "R.S. 30:4(C)(16)(a), the introductory paragraph of 4(I), and 4(I)(7) are hereby amended and reenacted, and R.S. 30:4.3, 4.4, 2073(9), and 2075.3"

AMENDMENT NO. 3

On page 1, between lines 8 and 9 insert the following:

"§4. Jurisdiction, duties, and powers of the assistant secretary; rules and regulations

* * *

C. The commissioner has authority to make, after notice and hearings as provided in this Chapter, any reasonable rules, regulations, and orders that are necessary from time to time in the proper administration and enforcement of this Chapter, including rules, regulations, or orders for the following purposes:

* * *

(16)(a) To regulate by rules in accordance with the provisions of R.S. 30:4.3 and 4.4, the drilling, casing, cementing, disposal interval, monitoring, plugging and permitting of disposal wells which are used to inject waste products in the subsurface and to regulate all surface and storage waste facilities incidental to oil and gas exploration and production, in such a manner as to prevent the escape of such waste product into a fresh groundwater aquifer or into oil or gas strata; may require the plugging of each abandoned well or each well which is of no further use and the closure of associated pits, the removal of equipment, structures, and trash, and other general site cleanup of such abandoned or unused well sites; and may require reasonable bond with security for the performance of the duty to plug each abandoned well or each well which is of no further use and to perform the site cleanup required by this Subparagraph. Only an owner as defined in R.S. 30:3(8) shall be held or deemed responsible for the performance of any actions required by the commissioner.

* * *

I. The commissioner shall make, after notice and public hearing as provided in this Chapter, any reasonable rules, regulations, and orders, in accordance with the provisions of R.S. 30:4.3 and 4.4, that are necessary to control the offsite disposal at commercial facilities of drilling mud, saltwater and other related nonhazardous wastes generated by the drilling and production of oil and gas wells. Such regulations shall contain provisions identifying the waste materials to be regulated. Such regulations shall at a minimum require:

* * *

(7) Criteria for the location, design and operation of commercial offsite disposal facilities in accordance with the provisions of R.S. 30:4.3 and 4.4.

* * *

§4.3. Commercial facilities, disposal of nonhazardous oilfield waste from outside Louisiana

A. No commercial nonhazardous oilfield waste solids treatment and/or disposal facility in the state of Louisiana shall accept drilling mud, saltwater, or other related wastes generated by the drilling and

production of oil and gas wells located in a state or country other than the state of Louisiana if such waste cannot be lawfully disposed of in Louisiana or in the state or country of its origination.

B. Any person wishing to dispose of wastes generated by the drilling and production of oil and gas wells may file an application for a permit to dispose of the waste at a site in Louisiana with the office of conservation in compliance with the office of conservation rules and regulations pertaining to permitting procedures. In addition to the application requirements set forth in the office of conservation rules and regulations, the application must also set forth the chemical and physical qualities of the waste and provide a copy of the law or restriction that prohibits disposal of the waste in the state or country of its origination.

C. Upon acceptance of an application submitted pursuant to Subsection B of this Section, the office of conservation shall set a time, date, and location for a public hearing to be held in the parish in which the waste may be disposed and shall publish in the Louisiana Register a notice of the filing and of the time, date, and location of the public hearing. The public hearing shall be held not less than thirty days from the date of notice in the Louisiana Register.

D. At least thirty days prior to the public hearing, the applicant must file a copy of the complete application with the local governing authority of the parish in which the waste may be disposed, and shall publish a notice of the filing and of the time, date, and location of the public hearing in the official journal of the parish in which the waste may be disposed on three separate days at least fifteen days prior to the date of the hearing. Such notice shall not be less than one-quarter page in size and printed in boldface type.

E. At any hearing held pursuant to this Section, all interested persons shall be allowed the opportunity to present testimony, facts, evidence, or other information, and shall be entitled to ask questions related to the application.

F. After a public hearing held in accordance with this Section, the office of conservation shall hold the public comment period open for thirty days from the date of the public hearing. The commissioner of conservation shall issue a final permit decision within ninety days of the closing of the public comment period.

§4.4. Location of commercial facilities; waiver; requirements for pits located in commercial facilities

A. No commercial nonhazardous oilfield waste solids treatment and/or disposal facilities that accept for disposal drilling mud, saltwater, or other related nonhazardous waste generated by the drilling and production of oil and gas wells shall be located in any parish with a population of between eighty thousand and eighty-six thousand people where the disposal well or related storage tanks, pits, treatment facilities, cells, or other equipment are within two thousand five hundred feet of a residential, commercial, or public building. No owner of a residential or commercial building, and no administrative body responsible for a public building, may waive the location requirements established in this Subsection. However, no commercial nonhazardous oilfield waste solids treatment and/or disposal facility shall be deemed to be in violation of the provisions of this Section if a residential, commercial, or public building is constructed or erected within two thousand five hundred feet of the facility or its related disposal wells, storage tanks, pits, treatment facilities, cells, or other equipment after the effective date of this Section.

B.(1) Except as otherwise provided in this Subsection, every commercial nonhazardous oilfield waste solids treatment and/or disposal facility, in existence on or before August 15, 1997, that accepts drilling mud, saltwater, or other related nonhazardous waste

generated by drilling or production activities of oil and gas wells, and which facility is in violation of Subsection A of this Section, shall have three years within which to cease operations or relocate. No rule or regulation shall be promulgated by the commissioner of conservation to extend this three year period.

(2) The three year period for compliance provided in Paragraph (1) of this Subsection shall not apply if there are adverse health effects to the surrounding community which are substantial. In determining the existence of substantial adverse health effects to the surrounding community, a comparison control study of self-reported adverse health effects shall be conducted and the data evaluated and interpreted in accordance with appropriate, acceptable scientific methodology which may include, but is not limited to, incidence, prevalence, and statistically significant differences. Personal interviews and medical records of the affected community shall be compiled and evaluated.

(3) Any control study conducted pursuant to this Subsection shall be performed by an accredited academic institution of higher education pursuant to institutional internal review board rules and regulations and subject to appropriate peer review.

(4) Upon a determination that there exist substantial adverse health effects to the surrounding community, the commissioner of conservation shall order that such facility immediately cease receiving such waste, unless the facility proves by clear and convincing evidence that no substantial adverse health effects to the surrounding community exist. The commissioner shall conduct a hearing within sixty days of the determination of adverse health effects, and the facility shall have an opportunity to present evidence, testimony, or other relevant information to rebut the presumption that the facility should cease receipt of wastes. The commissioner shall promulgate rules and regulations pursuant to the Administrative Procedure Act providing for the procedure for hearings to be held by the commissioner and the closure of a facility determined to pose substantial health effects to the surrounding community.

(5) Failure of a facility to comply with an order of the commissioner shall constitute a violation of the provisions of this Section.

* * *

Rep. Baudoin moved that the amendments proposed by the Senate be concurred in.

Motion

Rep. Martiny moved to table the entire subject matter.

Rep. Baudoin objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alexander, R.—13th	Hopkins	Romero
Bowler	Johns	Salter
Crane	Martiny	Scalise
Damico	McCallum	Schneider
DeWitt	McDonald	Smith, J.R.—30th
Donelon	McMains	Thompson
Durand	Michot	Toomy

Flavin
Fontenot
Forster
Fruge
Total—32

Morrish
Perkins
Pinac
Powell

Walsworth
Wiggins
Winston

NAYS

Mr. Speaker
Alario
Alexander, A.—93rd
Barton
Baudoin
Baylor
Bruce
Brun
Bruneau
Carter
Copelin
Curtis
Daniel
Deville
Diez
Dimos
Dupre
Farve
Fauchaux
Frith
Gautreaux
Total—62

Green
Guillory
Hammett
Heaton
Hebert
Hill
Holden
Hunter
Iles
Jenkins
Jetson
Kennard
Kenney
Landrieu
LeBlanc
Long
McCain
Montgomery
Morrell
Murray
Odinot

Pierre
Pratt
Quezaire
Riddle
Rousselle
Shaw
Smith, J.D.—50th
Stelly
Strain
Theriot
Thomas
Thornhill
Travis
Triche
Warner
Weston
Wilkerson
Willard-Lewis
Windhorst
Wright

ABSENT

Ansardi
Chaisson
Clarkson
Doerge
Total—11

Glover
Hudson
Lancaster
Marionneaux

Mitchell
Vitter
Welch

The House refused to table the entire subject matter.

Motion

Rep. Travis moved the previous question be ordered on the entire subject matter.

Rep. Martiny objected.

By a vote of 52 yeas and 42 nays, the House agreed to order the previous question on the entire subject matter.

Point of Order

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

Ruling of the Chair

The Chair declined to rule, stating that the germaneness of a Senate amendment to a House bill is a question for the courts.

As a substitute motion, Rep. DeWitt moved that the amendments proposed by the Senate be rejected.

Rep. Baudoin objected.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Heaton	Powell
Alexander, R.—13th	Hebert	Pratt
Bowler	Hopkins	Romero
Brun	Jenkins	Salter
Damico	Johns	Scalise
Daniel	Kennard	Schneider
DeWitt	LeBlanc	Shaw
Dimos	Martiny	Smith, J.R.—30th
Doerge	McCallum	Stelly
Donelon	McDonald	Thompson
Durand	McMains	Toomy
Faucheux	Michot	Walsworth
Flavin	Montgomery	Warner
Fontenot	Morrish	Welch
Forster	Perkins	Wiggins
Fruge	Pierre	Windhorst
Hammett	Pinac	Winston
Total—51		

NAYS

Mr. Speaker	Frith	Quezaire
Alexander, A.—93rd	Gautreaux	Riddle
Ansardi	Green	Rousselle
Barton	Guillory	Smith, J.D.—50th
Baudoin	Holden	Strain
Baylor	Hudson	Theriot
Bruce	Hunter	Thomas
Bruneau	Iles	Thornhill
Carter	Jetson	Travis
Chaisson	Kenney	Triche
Copelin	Landrieu	Weston
Crane	Long	Wilkerson
Deville	McCain	Willard-Lewis
Diez	Morrell	Wright
Dupre	Murray	
Farve	Odinet	
Total—46		

ABSENT

Clarkson	Hill	Mitchell
Curtis	Lancaster	Vitter
Glover	Marionneaux	
Total—8		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Suspension of the Rules

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

Suspension of the Rules

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

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 55th LEGISLATIVE DAY**

June 21, 1997

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider House Bill No. 631 on third reading and final passage after the 55th legislative day and ask the House of Representatives to concur in the same.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

HOUSE BILL NO. 631—
BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 28:63(D), relative to the examination, admission, commitment, and treatment of persons suffering from mental illness and substance abuse; to limit liability of certain acts of law enforcement officers; to provide with respect to the responsibilities of law enforcement; and to provide for related matters.

Motion

Rep. Windhorst moved the House agree that the Senate consider House Bill No. 631 on third reading and final passage after the fifty-fifth legislative day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Quezaire
Alario	Fruge	Riddle
Alexander, A.—93rd	Green	Romero
Ansardi	Hammett	Rousselle
Barton	Heaton	Salter
Baylor	Hebert	Scalise
Bowler	Hopkins	Schneider
Brun	Hunter	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Johns	Smith, J.R.—30th
Chaisson	Kennard	Stelly
Copelin	Landrieu	Strain
Crane	LeBlanc	Theriot
Damico	Long	Thornhill
Daniel	McCain	Toomy
Deville	McCallum	Travis
DeWitt	McDonald	Triche
Diez	McMains	Vitter
Dimos	Michot	Walsworth
Doerge	Montgomery	Warner
Donelon	Morrell	Welch
Dupre	Morrish	Weston
Durand	Perkins	Wiggins
Faucheux	Pierre	Wilkerson
Flavin	Pinac	Willard-Lewis
Fontenot	Powell	Windhorst
Forster	Pratt	Winston
Total—81		

NAYS

Total—0

ABSENT

Alexander, R.—13th	Guillory	Marionneaux
Baudoin	Hill	Martiny
Bruce	Holden	Mitchell

Clarkson	Hudson	Murray
Curtis	Iles	Odinot
Farve	Jetson	Thomas
Gautreaux	Kenney	Thompson
Glover	Lancaster	Wright
Total—24		

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 55th LEGISLATIVE DAY**

June 21, 1997

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider House Bill No. 2467 on third reading and final passage after the 55th legislative day and ask the House of Representatives to concur in the same.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

**HOUSE BILL NO. 2467—
BY REPRESENTATIVES MARIONNEAUX AND WINDHORST
AN ACT**

To enact R.S. 40:1485.10, relative to the regulation of charitable gaming; to provide with respect to venue in civil proceedings involving charitable gaming licensees; and to provide for related matters.

Motion

Rep. Windhorst moved the House agree that the Senate consider House Bill No. 2467 on third reading and final passage after the fifty-fifth legislative day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pratt
Alario	Guillory	Quezaire
Alexander, A.—93rd	Hammett	Riddle
Alexander, R.—13th	Heaton	Romero
Ansardi	Hebert	Rousselle
Baylor	Hopkins	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Brun	Jenkins	Shaw
Bruneau	Johns	Smith, J.D.—50th
Chaisson	Kennard	Smith, J.R.—30th
Clarkson	Kenney	Stelly
Copelin	Lancaster	Theriot
Curtis	Landrieu	Thomas
Daniel	Long	Thompson
Deville	Martiny	Thornhill
DeWitt	McCain	Toomy

Diez	McCallum	Travis
Dimos	McDonald	Vitter
Donelon	McMains	Walsworth
Dupre	Michot	Warner
Durand	Montgomery	Welch
Farve	Morrell	Weston
Faucheux	Morrish	Wiggins
Flavin	Murray	Willard-Lewis
Fontenot	Odinot	Windhorst
Forster	Perkins	Winston
Frith	Pierre	Wright
Fruge	Pinac	
Gautreaux	Powell	
Total—88		

NAYS

Total—0

ABSENT

Barton	Glover	Marionneau
Baudoin	Hill	Mitchell
Carter	Holden	Strain
Crane	Hudson	Triche
Damico	Jetson	Wilkerson
Doerge	LeBlanc	
Total—17		

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

**Petitions, Memorials and
Communications**

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

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 189: Reps. Faucheux, Toomy, and Copelin.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 68: Reps. Riddle, LeBlanc, and Triche.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1480: Reps. Triche, Diez, and Thornhill.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2131: Reps. Shaw, Stelly, and Walsworth.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the

disagreement to House Bill No. 366: Reps. Travis, LeBlanc, and Alario.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 646: Reps. Fontenot, Lancaster, and Copelin.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 258: Reps. Travis, Brun, and Windhorst.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 448: Reps. McCain, Windhorst, and Martiny.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2078: Reps. Travis, Flavin, and Pinac.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1101: Reps. Travis, Flavin, and Pinac.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 460: Reps. Windhorst, John Smith, and Schneider.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2513: Reps. Donelon, McMains, and Thornhill.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 411: Reps. Toomy, Diez, and LeBlanc.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the

disagreement to House Bill No. 1066: Reps. Kennard, Diez, and DeWitt.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1091: Reps. Wilkerson, Stelly, and Triche.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1166: Reps. Carter, Alario, and McCallum.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1396: Reps. Dupre, Diez, and Gautreaux.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1723: Reps. Weston, Rodney Alexander, and Wilkerson.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1853: Reps. Donelon, Windhorst, and Ansardi.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2038: Reps. DeWitt, Rodney Alexander, and Rousselle.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2208: Reps. Heaton, Travis, and Brun.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 357: Reps. McCain, Diez, and Murray.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1152: Reps. Jack Smith, Diez, and Deville.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1715: Reps. Stelly, Weston, and Johns.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2499: Reps. Walsworth, Forster, and Murray.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 221: Reps. Johns, Windhorst, and Fruge.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 273: Reps. Hill, Stelly, and McDonald.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1353: Reps. Perkins, Stelly, and Johns.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1434: Reps. Weston, Walsworth, and Flavin.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1555: Reps. Daniel, Stelly, and McDonald.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1370: Reps. Donelon, Toomy, and Ansardi.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1389: Reps. McMains, Walsworth, and Green.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1664: Reps. Toomy, Green, and McCallum.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2067: Reps. LeBlanc, DeWitt, and Triche.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2268: Reps. Brun, Toomy, and Landrieu.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2339: Reps. Daniel, Brun, and Copelin.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1877: Reps. McDonald, Alario, and Dimos.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2484: Reps. McDonald, Stelly, and Hill.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 62: Reps. Fauchaux, LeBlanc, and Strain.

Message from the Senate

SENATE CONCURRENT RESOLUTIONS

June 21, 1997

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 Concurrent Resolutions:

Senate Concurrent Resolution Nos. 158 and 159

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

June 21, 1997

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. 60, 144, 152, 442, 503, 506, 534, 535, 542, 546, 575, 581, 582, 583, 585, 586, 588, 597, 611, 678, 682, 740, 827, 872, 893, 943, 1044, 1061, 1105, 1115, 1123, 1147, 1253, 1285, 1309, 1322, 1365, 1416, 1419, 1467, 1548, 1363, 1389, 1404, 1441, 1451, 1484, 1485, 1497, 1512, 1549, 790, 1025, 1039, 1133, 1152, 1166, 1272, 1284, 1320, 1343, 1279, 1292, 1395, 1435, 1511, 1547, 1559, 467, 557, 578, 609, 616, 792, 938, 942, and 944.

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

The Senate Bills contained herein were signed by the Speaker of the House.

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

June 21, 1997

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. 11, 30, 31, 40, 50, 54, 62, 75, and 87

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 21, 1997

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. 5

Returned with amendments.

House Concurrent Resolution No. 12
Returned with amendments.

House Concurrent Resolution No. 13
Returned with amendments.

House Concurrent Resolution No. 26
Returned without amendments.

House Concurrent Resolution No. 47
Returned without amendments.

House Concurrent Resolution No. 55
Returned without amendments.

House Concurrent Resolution No. 63
Returned with amendments.

House Concurrent Resolution No. 74
Returned with amendments.

House Concurrent Resolution No. 79
Returned with amendments.

House Concurrent Resolution No. 93
Returned without amendments.

House Concurrent Resolution No. 94
Returned without amendments.

House Concurrent Resolution No. 95
Returned without amendments.

House Concurrent Resolution No. 99
Returned with amendments.

House Concurrent Resolution No. 102
Returned with amendments.

House Concurrent Resolution No. 105
Returned without amendments.

House Concurrent Resolution No. 108
Returned without amendments.

House Concurrent Resolution No. 111
Returned with amendments.

House Concurrent Resolution No. 119
Returned without amendments.

House Concurrent Resolution No. 121
Returned without amendments.

House Concurrent Resolution No. 131
Returned without amendments.

House Concurrent Resolution No. 142
Returned without amendments.

House Concurrent Resolution No. 156
Returned without amendments.

House Concurrent Resolution No. 161
Returned without amendments.

House Concurrent Resolution No. 168

Returned without amendments.

House Concurrent Resolution No. 169
Returned without amendments.

House Concurrent Resolution No. 170
Returned without amendments.

House Concurrent Resolution No. 172
Returned without amendments.

House Concurrent Resolution No. 175
Returned without amendments.

House Concurrent Resolution No. 180
Returned without amendments.

House Concurrent Resolution No. 184
Returned with amendments.

House Concurrent Resolution No. 186
Returned without amendments.

House Concurrent Resolution No. 187
Returned without amendments.

House Concurrent Resolution No. 189
Returned without amendments.

House Concurrent Resolution No. 194
Returned without amendments.

House Concurrent Resolution No. 196
Returned without amendments.

House Concurrent Resolution No. 199
Returned with amendments.

House Concurrent Resolution No. 200
Returned without amendments.

House Concurrent Resolution No. 207
Returned without amendments.

House Concurrent Resolution No. 209
Returned without amendments.

House Concurrent Resolution No. 216
Returned without amendments.

House Concurrent Resolution No. 222
Returned without amendments.

House Concurrent Resolution No. 245
Returned without amendments.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a
like committee from the House to confer on the disagreement to
Senate Bill No. 660: Senators Dardenne, Jordan, and Landry.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a
like committee from the House to confer on the disagreement to
Senate Bill No. 675: Senators Landry, Bean, and Smith.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a
like committee from the House to confer on the disagreement to
Senate Bill No. 916: Senators Jordan, Landry, and Lentini.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a
like committee from the House to confer on the disagreement to
Senate Bill No. 947: Senators Romero, Dardenne, and Siracusa.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1097: Senators Jordan, Lentini, and Landry.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1369: Senators Jordan, Lentini, and Hainkel.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1443: Senators Bajoie, Theunissen, and Malone.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1469: Senators Hainkel, Dadenne, and Short.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1529: Senators Hollis, Hainkel, and Heitmeier.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1536: Senators Cravins, Short, and Lentini.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1561: Senators Landry, Bean, and Lentini.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1202: Senators Tarver, Cravins, and Hainkel.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 21, 1997

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 1503 by Sen. Hines, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 908: Senators Jordan, Jones, and Cox.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 253: Senators Hines, Landry, and Bean.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 263: Senators Hollis, Lambert, and Guidry.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 19, 1997

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 273 by Sen. Smith, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 273: Senators Romero, Smith, and Ellington.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1440: Senators Cravins, Jones, and Landry.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1387: Senators Hainkel, Schedler, and Hollis.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1554: Senators Landry, Ewing, and Hollis.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1508: Senators Ullo, Lentini, and Schedler.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1504: Senators Bajoie, Cravins, and Irons.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1503: Senators Tarver, Cravins, and Hainkel.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1371: Senators Barham, Johnson, and Heitmeier.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1296: Senators Heitmeier, Barham, and Dardenne.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1295: Senators Cravins, Dardenne, and Cain.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1215: Senators Ewing, Barham, and Hainkel.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1076: Senators Jordan, Johnson, and Landry.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 992: Senators Cox, Bean, and Ellington.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 976: Senators Branch, Landry, and Heitmeier.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 712: Senators Guidry, Irons, and Landry.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 491: Senators Heitmeier, Siracusa, and Landry.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 489: Senators Branch, Heitmeier, and Siracusa.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 425: Senators Heitmeier, Siracusa, and Branch.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF

CONFERENCE COMMITTEE

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 394: Senators Branch, Heitmeier, and Siracusa.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 201: Senators Landry, Siracusa, and Heitmeier.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 200: Senators Heitmeier, Siracusa, and Branch.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a

like committee from the House to confer on the disagreement to Senate Bill No. 196: Senators Heitmeier, Siracusa, and Branch.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 176: Senators Dardenne, Guidry, and Landry.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 150: Senators Landry, Jordan, and Irons.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1460: Senator Romero *vice* Malone.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 33: Senators Landry, Bean, and Smith.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 215: Senators Hollis, Landry, and Ewing.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 222: Senators Landry, Lentini, and Irons.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 428: Senators Heitmeier, Schedler, and Campbell.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 529: Senators Greene, Guidry, and Fields.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 796: Senator Bean *vice* Lentini.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 523: Senators Hollis, Robichaux, and Fields.

Respectfully submitted,

MICHAEL S. BAER, III

Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 587: Senators Ullo, Hainkel, and Bajoie.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 628: Senators Lambert, Hainkel, and Bean.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 746: Senators Cravins, Hainkel, and Bajoie.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1487: Senators Landry, Bagneris, and Lentini.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 818: Senators Hainkel, Dardenne, and Ellington.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 867: Senators Lambert, Cain, and Smith.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 956: Senators Barham, Hainkel, and Casanova.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1037: Senators Jordan, Hainkel, and Jones.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 21, 1997

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 1164 by Sen. Hainkel, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1164: Senators Ullo, Hainkel, and Bajoie.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1170: Senators Ullo, Hainkel, and Bajoie.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate
APPOINTMENT OF
CONFERENCE COMMITTEE

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1252: Senators Cravins, Bagneris, and Cox.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate
APPOINTMENT OF
CONFERENCE COMMITTEE

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1281: Senators Dardenne, Hainkel, and Landry.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate
DISAGREEMENT TO SENATE BILL

June 21, 1997

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 1336 by Sen. Hainkel, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate
APPOINTMENT OF
CONFERENCE COMMITTEE

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1336: Senators Hainkel, Fields, and Romero.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate
DISAGREEMENT TO SENATE BILL

June 21, 1997

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 1513 by Sen. Greene, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate
APPOINTMENT OF
CONFERENCE COMMITTEE

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1513: Senators Green, Dardenne, and Guidry.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate
DISAGREEMENT TO SENATE BILL

June 21, 1997

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 1530 by Sen. Cravins, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1530: Senators Greene, Cravins, and Romero.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 68: Senators Hainkel, Hines, Greene.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 189: Senators Jordan, Landry, and Lentini.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 437: Senators Branch, Heitmeier, and Siracusa.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 561: Senators Hollis, Romero, and Tarver.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 627: Senators Landry, Lambert, and Dyess.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 756: Senators Ullo, Greene, and Irons.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 901: Senators Ullo, Cox, and Bean.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1066: Senators Landry, Hollis, and Smith.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1091: Senators Heitmeier, Branch, and Barham.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1101: Senators Hollis, Smith, and Short.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1152: Senators Landry, Greene, and Tarver.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1685: Senators Landry, Lentini, and Ullo.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 2078: Senators Hollis, Smith, and Short.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 2131: Senators Heitmeier, Ewing, and Landry.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 2208: Senators Hollis, Campbell, and Smith.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 2472: Senators Jordan, Hainkel, and Dardenne.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 2484: Senators Heitmeier, Branch, and Lambert.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 2513: Senators Tarver, Hainkel, and Cravins.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 366: Senators Hainkel, Ewing, and Dardenne.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1023: Senators Barham, Lentini, and Romero.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1059: Senators Tarver, Landry, and Bean.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1762: Senators Lambert, Malone, and Bean.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 2395: Senators Landry, Schedler, and Hainkel.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1853: Senators Tarver, Hainkel, and Lentini.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1104: Senators Hollis, Bean, and Short.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1675: Senators Hollis, Ellington, and Romero.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 2499: Senators Ellington, Barham, and Cox.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 2065: Senators Greene, Dardenne, and Theunissen.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 2025: Senators Tarver, Guidry, and Lentini.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1723: Senators Hines, Bajoie, and Irons.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1715: Senators Cox, Bajoie, and Landry.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1521: Senators Robichaux, Ullo, and Romero.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1480: Senators Landry, Schedler, and Dyess.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1166: Senators Barham, Fields, and Greene.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1047: Senators Hines, Schedler, and Landry.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 1997

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 357: Senators Greene, Johnson, and Landry.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

**Introduction of Resolutions,
House and House Concurrent**

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

HOUSE RESOLUTION NO. 110—
BY REPRESENTATIVE FAUCHEUX
A RESOLUTION

To commend the St. John the Baptist Parish School Board for its fiscal responsibility as illustrated in its four hundred forty thousand dollar (\$440,000) surplus, its first surplus in four years.

Read by title.

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

HOUSE RESOLUTION NO. 111—
BY REPRESENTATIVE ROUSSELLE
A RESOLUTION

To commend and congratulate The Chevron Companies for receiving the 1997 National Health of the Land Award presented by the Bureau of Land Management for the Eastern United States.

Read by title.

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

HOUSE RESOLUTION NO. 112—
BY REPRESENTATIVE FRUGE
A RESOLUTION

To urge and request the law enforcement officers of this state to understand the reasons why citizens proceed to a safe, well-lighted area before stopping at the direction of a law enforcement officer.

Read by title.

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

HOUSE RESOLUTION NO. 113—
BY REPRESENTATIVES DANIEL AND WESTON
A RESOLUTION

To express the condolences of the House of Representatives of the Legislature of Louisiana upon the death of Myron Falk, and to pay tribute to his many contributions to his community and this state.

Read by title.

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

Privileged Report of the Committee on Enrollment

June 21, 1997

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

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

The following House Bills have been properly enrolled:

HOUSE BILL NO. 41—
BY REPRESENTATIVES RIDDLE AND FRITH
AN ACT

To amend and reenact R.S. 9:315.13, relative to the guidelines for the determination of child support; to provide for allocation of the federal and state tax dependency deductions in certain cases; and to provide for related matters.

HOUSE BILL NO. 76—
BY REPRESENTATIVES FONTENOT, BARTON, CHAISSON, CLARKSON, DANIEL, DOERGE, DOWNER, FAUCHEUX, FLAVIN, FRITH, GUILLORY, HILL, HOLDEN, ILES, LANCASTER, MCCAIN, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MORRISH, PIERRE, POWELL, RIDDLE, JACK SMITH, STELLY, STRAIN, TRICHE, VITTER, WALSWORTH, WESTON, AND WIGGINS

AN ACT

To amend and reenact R.S. 14:91.8 and R.S. 26:793(C)(1), relative to crimes involving tobacco products; to prohibit the possession of tobacco products by minors; to provide exceptions; and to provide for related matters.

HOUSE BILL NO. 78—

BY REPRESENTATIVE ILES

AN ACT

To enact R.S. 15:538(C), relative to sexual offenders; to provide as a condition of probation, parole, and suspension or diminution of sentence medroxyprogesterone acetate treatment for certain sexual offenders; and to provide for related matters.

HOUSE BILL NO. 194—

BY REPRESENTATIVES MORRELL AND HEATON

AN ACT

To amend and reenact Code of Criminal Procedure Art. 553(A) and R.S. 32:57(C) and (D), relative to violations of traffic regulations; to require certain courts to establish procedures for one-time-appearance disposition of traffic offenses; to require local governing authorities to allow payment of fines by credit card; and to provide for related matters.

HOUSE BILL NO. 196—

BY REPRESENTATIVE SCHNEIDER

A JOINT RESOLUTION

Proposing to amend Article VII, Section 23(C) of the Constitution of Louisiana, to provide relative to public notice of any public meeting at which an increase in authorized millages after reappraisal will be acted upon by the taxing authority; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

HOUSE BILL NO. 202—

BY REPRESENTATIVES WIGGINS, HILL, JOHNS, SHAW, AND TRICHE

AN ACT

To enact Code of Criminal Procedure Art. 221, relative to arrest; to provide that a law enforcement officer may be tested for infectious disease if he is exposed to potential infectious disease; to provide that an offender must be tested for infectious disease after attempting to transmit the disease to a law enforcement police officer who tests positive for the disease; and to provide for related matters.

HOUSE BILL NO. 256—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 37:3556(B)(introductory paragraph) and (2), relative to licensing eligibility of massage therapists; to provide relative to the time during which an applicant may qualify to take the massage therapist licensing examination; and to provide for related matters.

HOUSE BILL NO. 303—

BY REPRESENTATIVES DOWNER, BRUCE, DUPRE, KENNARD, AND ROMERO

AN ACT

To enact R.S. 14:222.2, relative to the counterfeiting of cellular telephones; to create the crime of cellular telephone counterfeiting; to provide for definitions; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 327—

BY REPRESENTATIVE FRITH

AN ACT

To amend and reenact Code of Criminal Procedure Arts. 831(A)(introductory paragraph) and 833(A) and to enact Code of Criminal Procedure Art. 522, relative to a defendant's appearance at pretrial motions and hearings; to provide that a defendant may appear through audio-visual transmission if

allowed by local rule and approved by defense counsel; and to provide for related matters.

HOUSE BILL NO. 341—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 33:1430 and 1520(6), relative to sheriffs' fees; to provide for the rate at which sheriffs are paid for their attendance in court; to provide for the rate at which the criminal sheriff of Orleans Parish may charge for taking appearance bonds; and to provide for related matters.

HOUSE BILL NO. 509—

BY REPRESENTATIVE CARTER

AN ACT

To amend and reenact R.S. 14:70.1(B), relative to the crime of Medicaid fraud; to provide that a sentence of at least one year of imprisonment shall be imposed without benefit of probation, parole, or suspension of sentence; to provide with respect to the penalties for the crime; and to provide for related matters.

HOUSE BILL NO. 522—

BY REPRESENTATIVE DUPRE

AN ACT

To amend and reenact R.S. 14:32.1(A)(introductory paragraph) and to enact 14:32.1(A)(4), to provide with respect to the method of measuring blood alcohol concentration for purposes of the crime of vehicular homicide; and to provide for related matters.

HOUSE BILL NO. 523—

BY REPRESENTATIVE DUPRE

AN ACT

To amend and reenact R.S. 14:39.1(A), to provide with respect to the essential elements of the crime of vehicular negligent injuring; and to provide for related matters.

HOUSE BILL NO. 524—

BY REPRESENTATIVE DUPRE

AN ACT

To amend and reenact R.S. 14:39.2(A), to provide with respect to the essential elements of the crime of first degree vehicular negligent injuring; and to provide for related matters.

HOUSE BILL NO. 551—

BY REPRESENTATIVES TOOMY, ANSARDI, BAUDOIN, BRUCE, DIEZ, FAUCHEUX, FORSTER, FRITH, FRUGE, GAUTREAU, HEATON, HEBERT, KENNEY, MICHOT, MORRELL, MORRISH, PERKINS, PIERRE, POWELL, PRATT, ROMERO, ROUSSELLE, SCALISE, SHAW, WALSWORTH, WELCH, WIGGINS, WILLARD-LEWIS, WINSTON, AND WRIGHT

AN ACT

To enact Chapter 7 of Title 26 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 26:901 through 909, relative to the Louisiana Responsible Vendor Program; to establish a program for the responsible sale, service, and consumption of alcoholic beverages; to provide for definitions; to provide for qualification and certification as a responsible vendor; to provide for server training courses; to provide for suspension and revocation of permits and other penalties; to provide for fees; and to provide for related matters.

HOUSE BILL NO. 584—

BY REPRESENTATIVES DIMOS, ANSARDI, AND MCMAINS

AN ACT

To amend and reenact Code of Civil Procedure Arts. 72, 82, 928(A), 929, and 964, all relative to the continuous revision of the Code of Civil Procedure; to provide for the effect of judgments in certain actions involving property, venue in actions to partition community property, transfer of venue, time of pleading and trial of exceptions, motions to strike, and the use of affidavits of expert witnesses in motions for summary judgment; and to provide for related matters.

HOUSE BILL NO. 585—

BY REPRESENTATIVES DIMOS, ANSARDI, AND MCMAINS
AN ACT

To amend and reenact Code of Civil Procedure Articles 1236, 1314, 1464, 1551, and 5091.2, and R.S. 13:3203 and 3206, and to enact Code of Civil Procedure Articles 1443(D), 2087(D), and 2123(C), all relative to the continuous revision of the Code of Civil Procedure and ancillary procedural provisions; to provide for service on a physician, service on the clerk of court, restrictions on instructing a deponent not to answer, orders for physical or mental examinations by licensed clinical psychologists, pretrial and scheduling conferences, premature appeals, curators ad hoc in certain proceedings, venue under long-arm proceedings, "and nonresident" under long-arm jurisdiction; and to provide for related matters.

HOUSE BILL NO. 600—

BY REPRESENTATIVES DOWNER, ANSARDI, BRUNEAU, DONELON, GREEN, LANCASTER, MCMAINS, FRITH, HUNTER, MURRAY, AND WALSWORTH AND SENATORS BEAN AND SHORT
AN ACT

To enact Part XXIV-B of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.60 through 1299.64, relative to declarations concerning life-sustaining procedures; to enact the Military Advance Medical Directives Act; and to provide for related matters.

HOUSE BILL NO. 637—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact Code of Civil Procedure Art. 1672(A), relative to the dismissal of civil actions; to authorize the trial judge to dismiss an action for failure of the parties to appear at trial; and to provide for related matters.

HOUSE BILL NO. 655—

BY REPRESENTATIVE MCCAIN AND SENATOR GREENE
AN ACT

To amend and reenact R.S. 42:1121(A), relative to the Code of Governmental Ethics; to prohibit a former board or commission member from engaging in certain activities with the board or commission following termination of public service; and to provide for related matters.

HOUSE BILL NO. 688—

BY REPRESENTATIVE STELLY
AN ACT

To amend and reenact R.S. 22:671(A), relative to automobile insurance; to provide for certain conditions for automobile insurance for loaner vehicles; and to provide for related matters.

HOUSE BILL NO. 942—

BY REPRESENTATIVE MCCAIN AND SENATOR LANDRY
AN ACT

To enact Code of Criminal Procedure Art. 556.1, relative to guilty pleas in criminal cases; to provide that the court must inform the defendant of the charge and its penalty, his rights as a defendant, and the effect of a guilty plea; to provide that the court must determine if the plea is voluntary; to provide for a verbatim record of these proceedings; and to provide for related matters.

HOUSE BILL NO. 986—

BY REPRESENTATIVE HAMMETT
AN ACT

To enact R.S. 37:1736, relative to architects, engineers, and land surveyors; to provide for immunity from liability in certain emergency situations; and to provide for related matters.

HOUSE BILL NO. 1253—

BY REPRESENTATIVES WINDHORST AND DEWITT
AN ACT

To enact R.S. 15:902.1, relative to the placement of juveniles adjudicated delinquent; to authorize and provide with respect to the transfer of such juveniles to adult facilities when the juveniles have attained the age of seventeen years; and to provide for related matters.

HOUSE BILL NO. 1271—

BY REPRESENTATIVE WALSWORTH
AN ACT

To enact R.S. 14:95(I), relative to the crime of illegal carrying of weapons; to provide with respect to the ownership and carrying of "rescue knives" by commissioned law enforcement officers; to provide with respect to the sale of those knives to those officers; to provide with respect to the ownership or possession of those knives by merchants; and to provide for related matters.

HOUSE BILL NO. 1337—

BY REPRESENTATIVES ANSARDI, DONELON, DOWNER, BAYLOR, CLARKSON, DUPRE, PIERRE, PRATT, QUEZAIRE, ROUSSELLE, WESTON, WILLARD-LEWIS, WINSTON, AND WRIGHT
AN ACT

To amend and reenact the title of Chapter 18 of Title 25 of the Louisiana Revised Statutes of 1950 and R.S. 25:851 and 856, to rename the "Louisiana Military History and State Weapons Museum" as the "Ansel M. Stroud, Jr. Military History and Weapons Museum"; and to provide for related matters.

HOUSE BILL NO. 1348—

BY REPRESENTATIVES LEBLANC AND DOWNER AND SENATOR BAGNERIS
AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

HOUSE BILL NO. 1360—

BY REPRESENTATIVE TRAVIS
AN ACT

To authorize and empower the Department of Public Safety and Corrections to transfer title to certain property located in East Feliciana Parish to the East Feliciana Parish Fire Protection District; and to provide for related matters.

HOUSE BILL NO. 1429—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 15:587(D) and 587.1(E) and R.S. 46:51.2(A), (B), and (C) and to enact R.S. 15:587.1(F), relative to criminal history checks; to allow local law enforcement agencies to conduct screening functions of public entities exercising authority over children; to allow agencies conducting such functions to charge reasonable processing fees; to provide for penalties for failure to obtain required background checks or for hiring persons convicted of certain crimes; to prohibit the hiring of persons that the background checks indicate have committed certain crimes; and to provide for related matters.

HOUSE BILL NO. 1499—

BY REPRESENTATIVES WINDHORST AND DEWITT
AN ACT

To amend and reenact R.S. 15:871, relative to compensation paid to inmates; to authorize the secretary of the Department of Public Safety and Corrections to establish rules regarding inmate compensation; to delete conditions for receiving such compensation; and to provide for related matters.

HOUSE BILL NO. 1628—
BY REPRESENTATIVES DIMOS AND MCMAINS
AN ACT

To amend and reenact Chapters 4, 5, 6, and 13 of Title I of Book III of the Civil Code, heretofore comprised of Articles 934 through 1074 and Articles 1415 through 1466, to comprise Articles 934 through 968 and Articles 1415 through 1429, Chapter 6 of Title II of Book III of the Civil Code, heretofore comprised of Articles 1570 through 1723, to comprise Articles 1570 through 1616, Civil Code Article 3506(28), Code of Civil Procedure Articles 427, 2825, 2826, 2852, 2856, 2891, 2932, 2951(A)(1) and (B), 3001, 3004, 3031, 3228, 3301 through 3304, 3332, 3361, 3362, 3371, 3393, and 3394, R.S. 9:1521 and R.S. 9:2501; to enact R.S. 9:2440; to transfer and redesignate Civil Code Article 890.1 as R.S. 9:1400, and R.S. 9:1471 through 1474 as Code of Civil Procedure Articles 3295 through 3298 of Section 5 of Chapter 6 of Title III of Book VI; to redesignate Civil Code Article 1497 as Civil Code Article 1515; and to repeal Code of Civil Procedure Articles 2887, 2933, and 3155.1, and R.S. 9:2442 through 2445, all relative to the revision of the law of successions; to provide for intestate successions and the usufruct of the surviving spouse; to provide for commencement of successions, loss of succession rights, acceptance and renunciation of successions, and payment of the debts of an estate; to provide for testamentary dispositions; to provide for probate procedure; to provide for public sale of succession property; to provide for transitional provisions; and to provide for related matters.

HOUSE BILL NO. 1646—
BY REPRESENTATIVE VITTER
AN ACT

To enact R.S. 15:572.4(D), relative to the Board of Pardons; to provide that no applicant who has been sentenced to life imprisonment can apply to the Board of Pardons for pardon or commutation of sentence within a period of fifteen years from initial sentence; to provide time periods for additional review after denial by the board; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 1686—
BY REPRESENTATIVES R. ALEXANDER AND DEWITT AND SENATOR HINES
AN ACT

To enact R.S. 40:2006, relative to the Department of Health and Hospitals; to prohibit the department from licensing or completing surveys upon health care providers not located within the state boundaries; to provide exclusions and exceptions; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 1693—
BY REPRESENTATIVES DIMOS AND R. ALEXANDER
AN ACT

To enact R.S. 46:1425, relative to adoption services; to prohibit any person other than a Class A or Class B child-placing agency or a Louisiana-based crisis pregnancy center from advertising through print or electronic media relative to adoption services; to provide for injunctive relief for violations; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 1720—
BY REPRESENTATIVES THORNHILL AND JENKINS AND SENATOR SHORT
AN ACT

To enact R.S. 9:2800.11, relative to offenses and quasi offenses; to create a new cause of action for damages attributable to the termination of a pregnancy; and to provide for related matters.

HOUSE BILL NO. 1894—
BY REPRESENTATIVES DURAND, LEBLANC, MICHOT, AND PIERRE
AND SENATOR ROMERO
AN ACT

To enact Part VI-A of Chapter 1 of the Louisiana Revised Statutes of 1950, comprised of R.S. 32:390, relative to motor carriers; to establish a Weigh-In-Motion pilot program in St. Martin and Lafayette Parishes; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 1912—
BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 13:1899(C)(12)(a) and to enact R.S. 13:1899(C)(12)(b)(i)(cc), relative to costs in criminal matters; to authorize an increase in certain fees in criminal matters in the City Court of Monroe; and to provide for related matters.

HOUSE BILL NO. 2022—
BY REPRESENTATIVE FRITH
AN ACT

To amend and reenact R.S. 32:863.2(A)(1) and (2), relative to compulsory automobile insurance; to provide for notification of issuance and cancellation of insurance; and to provide for related matters.

HOUSE BILL NO. 2117—
BY REPRESENTATIVES WINDHORST, DEWITT, AND MURRAY
AN ACT

To enact R.S. 40:1379.3(C)(16), relative to concealed handgun permits; to provide that a history of engaging in violent behavior shall preclude the issuance of a concealed handgun permit; to provide for a presumption based upon the applicant's arrest record; and to provide for related matters.

HOUSE BILL NO. 2119—
BY REPRESENTATIVES WINDHORST, DEWITT, AND MURRAY
AN ACT

To amend and reenact R.S. 40:1379.3(E), to provide that it shall be illegal to present fraudulent documents to prove training in handguns in order to obtain a concealed handgun permit; and to provide for related matters.

HOUSE BILL NO. 2151—
BY REPRESENTATIVES R. ALEXANDER, DEWITT, AND DURAND
AN ACT

To enact R.S. 49:191(10)(g) and to repeal R.S. 49:191(8)(k), relative to the Department of Health and Hospitals, including provisions to provide for the re-creation of the Department of Health and Hospitals 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. 2269—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 27:93(A)(2)(i) and to enact R.S. 27:93(A)(7), relative to admission fees for riverboats; to provide for allocation of the boarding fee levied in Bossier Parish; to provide restrictions; to provide with respect to the use of the fee; and to provide for related matters.

HOUSE BILL NO. 2273 —
BY REPRESENTATIVES DOWNER, LEBLANC, AND ALARIO AND
SENATOR HAINKEL
AN ACT

To amend Act No. 45 of the 1996 Regular Session of the Legislature, relative to the capital outlay budget, by adding thereto a new section; to provide for certain additional appropriations; to amend certain appropriations; and to provide for related matters.

HOUSE BILL NO. 2310 (Substitute for House Bill No. 1122 by Representative Travis)—
BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 9:3576.3(2)(a)(introductory paragraph) and (4), 3576.5(A), 3576.9(C)(2), 3576.10(B), 3576.11(B), 3576.14, 3576.15(B) and (C), 3576.18(A), 3576.21(K), and 3576.22(B), to enact R.S. 9:3576.5(C) and (D) and 3576.18(G), and to repeal R.S. 9:3576.17(C) through (F), relative to the Collection Agency Regulation Act; to provide relative to the definition of "debt collector" or "collection agency" and "client", "Louisiana client" or "customer"; to provide for investigations and proceedings and powers of the commissioner; to provide relative to licensing and penalties; to delete references to the attorney general as being able to initiate investigations; to provide relative to licensing fees and branch office certificates, trust fund accounts, and administrative hearings; to provide relative to operating a collection agency without a license; and to provide for related matters.

HOUSE BILL NO. 2329—

BY REPRESENTATIVE PRATT

AN ACT

To enact R.S. 18:1907, relative to census data; to create the Advisory Commission for Census 2000; to provide for the members, powers, and duties of such commission; to provide for the termination of the commission; and to provide for related matters.

HOUSE BILL NO. 2399—

BY REPRESENTATIVE HOPKINS

AN ACT

To enact Chapter 5-E of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.21 through 380.26, and R.S. 36:744(N) and 801.9, to create the Caddo Pine Island Oil and 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 with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

HOUSE BILL NO. 2405—

BY REPRESENTATIVES DIMOS AND TRICHE

AN ACT

To enact R.S. 56:109(E), relative to wildlife management areas; to provide relative to uses of wildlife management areas; to provide relative to trail rides; to provide for the establishment of certain all-terrain vehicle trails; to provide for the uses of such trails under certain terms and conditions; and to provide for related matters.

HOUSE BILL NO. 2432—

BY REPRESENTATIVE WESTON

AN ACT

To enact R.S. 13:1000, relative to district courts; to authorize district courts by rule to establish programs to provide fiscal support for local bar association qualified pro bono projects; to provide for additional costs for certain civil filings and for distribution of the proceeds to qualified projects; and to provide for related matters.

HOUSE BILL NO. 2473—

BY REPRESENTATIVE GUILLORY

AN ACT

To amend and reenact Article XIV, Sections 39, 44, and 44.1 of the Constitution of 1921, continued as statutes by Article XIV, Section 16 of the Constitution of 1974, and to incorporate such provisions into the Louisiana Revised Statutes of 1950 by enacting Part V of Chapter 12 of Title 33 of said statutes, to be comprised of R.S. 33:4699.1, and to repeal Article XIV, Sections 39, 44, and 44.1 of the Constitution of 1921, relative to certain public property in the city of Lake Charles; to provide relative to the use of certain property; to provide conditions and restrictions; to remove the prohibition on certain reclamation projects; to provide relative to the transfer of certain property owned by the state; and to provide for related matters.

HOUSE BILL NO. 2507 (Substitute for House Bill No. 2290 by Representative Hammett)—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact the heading of Chapter 8 of Title 37 of the Louisiana Revised Statutes of 1950 and R.S. 37:690(A), 693(B)(1)(introductory paragraph) and (c) and (2), and 694(B), relative to engineers; to provide for various revisions to the provisions regulating engineers; to provide for receipts and disbursements; to provide for requirements for registration; to provide for application fees; 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.

Privileged Report of the Committee on Enrollment

June 21, 1997

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. 108—

BY REPRESENTATIVES MCCAIN AND HOLDEN

A RESOLUTION

To express the condolences of the House of Representatives to the family of the Reverend Cleveland L. Williams, Sr.

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.

Adjournment

On motion of Rep. McMains, at 5:45 P.M., the House agreed to adjourn until Sunday, June 22, 1997, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Sunday, June 22, 1997.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, *Emeritus*