

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

FOURTEENTH 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
 Friday, April 18, 1997

The House of Representatives was called to order at 10:00 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	Pierre
Alario	Glover	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.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	Mitchell	Wilkerson

Faucheux	Montgomery	Willard-Lewis
Flavin	Morrell	Windhorst
Fontenot	Morrish	Winston
Forster	Murray	Wright
Frith	Odinet	
Fruge	Perkins	
Total—103		

ABSENT

Jenkins	Smith, J.D.—50th
Total—2	

The Speaker announced that there were 103 members present and a quorum.

Prayer

Prayer was offered by Rep. Salter.

Pledge of Allegiance

Rep. Baylor 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. Walsworth, the reading of the Journal was dispensed with.

On motion of Rep. Walsworth, the Journal of April 17, 1997, was adopted.

Introduction of House Bills and Joint Resolutions

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

HOUSE BILL NO. 2323—

BY REPRESENTATIVE MURRAY
 AN ACT

To amend and reenact R.S. 22:252(A)(1) and to repeal R.S. 22:252(B), relative to life insurance; to increase the death benefits in certain life insurance policies; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2324—

BY REPRESENTATIVE PINAC
 AN ACT

To repeal R.S. 22:801(B), relative to life insurers; to repeal certain conversion requirements for life insurance companies.

Read by title.

House and House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 113—

BY REPRESENTATIVE DOERGE
 A CONCURRENT RESOLUTION

To urge and request the State Civil Service Commission to amend the required qualifications for employment as a classified civil service employee in the position of accountant to also permit an applicant who has earned the requisite number of hours in accounting from a school accredited by any national or regional accrediting agency recognized by the secretary of the United States Department of Education to be employed.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 117—
BY REPRESENTATIVE ODINET

A CONCURRENT RESOLUTION

To urge and request restoration and payment of funds owed by the Louisiana Department of Wildlife and Fisheries to the Louisiana Seafood Promotion and Marketing Board.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 118—
BY REPRESENTATIVE WILKERSON

A CONCURRENT RESOLUTION

To urge and request the Governor's Office of Elderly Affairs to make available to elderly residents of the state a toll-free twenty-four-hour-a-day telephone number through which elderly persons can report any case of abuse of which they are aware and to publicize such number in a manner that will ensure that elderly residents of the state are aware of it and will be inclined to use it, including but not limited to postings relative to the telephone number in locations frequented by the elderly such as senior citizens centers, nursing homes, adult day care centers, grocery stores, and drug stores throughout the state.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 119—
BY REPRESENTATIVE LONG

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals, office of public health, to take steps necessary to provide for the development and implementation of electronic issuance of benefits under the Special Supplemental Nutrition Program for Women, Infants, and Children to eligible recipients beginning no later than March 1, 1998.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 121—
BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development, the Federal Highway Administration, and the St. John the Baptist Parish Council to enter into a joint-use agreement in order to construct a tourist information center at the I-10/I-55/US 61 intersection in LaPlace.

Read by title.

Under the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 38—
BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Public Safety and Corrections to find ways in which to avoid the expansion of prison facilities through the use of alternative incarceration for persons serving time for nonviolent offenses.

Read by title.

Under the rules, the above resolution was referred to the Committee on Administration of Criminal Justice.

SENATE CONCURRENT RESOLUTION NO. 55—
BY SENATOR HOLLIS

A CONCURRENT RESOLUTION

To urge and request members of the Louisiana Legislature to end the practice of filing duplicate bills prior to and during a legislative session.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 62—
BY SENATORS BRANCH, FIELDS AND THEUNISSEN

A CONCURRENT RESOLUTION

To suspend R.S. 17:3042.34(A)(4) until sixty days after final adjournment of the 1998 Regular Session of the Legislature of Louisiana or until an audit of the implementation of the Honors Scholarship Program at every public college and university has been completed and the law can have uniform application, whichever is earlier.

Read by title.

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

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

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

HOUSE BILL NO. 1406—
BY REPRESENTATIVE HOPKINS

AN ACT

To amend and reenact R.S. 13:1952(21)(b), relative to the establishment and territorial jurisdiction of particular city courts; to provide for the election of the judges of the Shreveport City Court; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2318—
BY REPRESENTATIVE HILL

AN ACT

To enact R.S. 33:2737.67, relative to the Beauregard Parish School Board; to authorize the board to levy an additional sales and use tax with voter approval; to provide for the allowable uses of the proceeds of the tax; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2319—
BY REPRESENTATIVES LEBLANC AND DOWNER
AN ACT

To amend and reenact R.S. 27:13(C)(5) and R.S. 47:9072(A), relative to certain boards and corporations; to prohibit a member or former member of such entities from qualifying as a candidate for elective office for a certain period of time; to prohibit an officer or former officer of such entities from qualifying as a candidate for elective office for a certain period of time; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2320—
BY REPRESENTATIVE VITTER
AN ACT

To amend and reenact R.S. 42:1102(18), relative to the Code of Governmental Ethics; to provide for the definition of public employee; to provide for the application of such definition to certain persons; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2321—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:1483(14), relative to campaign finance; to change the definition of "political committee"; to remove the requirement that such committee be organized for the primary purpose of supporting or opposing a candidate or proposition; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2322—
BY REPRESENTATIVE LEBLANC
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and designated purposes in specific amounts for the purpose of making supplemental appropriations for the funding of said agencies and purposes during the 1996-1997 Fiscal Year; and to provide for related matters.

Read by title.

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

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

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

SENATE BILL NO. 130—
BY SENATOR COX
AN ACT

To enact Code of Civil Procedure Art. 1475, relative to submission of uncontested medical bills; to provide for introduction of medical bills by affidavit; to provide for counter affidavits; to provide for assessment of costs and expenses; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 161—
BY SENATOR JORDAN
AN ACT

To repeal Code of Criminal Procedure Art. 894.1(D)(3), (4), and (5), relative to sentencing guidelines; to repeal certain requirements that the court advise the offender relative to the length of sentence and whether the sentence was enhanced.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

SENATE BILL NO. 165—
BY SENATOR JORDAN
AN ACT

To amend and reenact R.S. 14:45(B), relative to kidnapping; to enhance the penalty for simple kidnapping; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

SENATE BILL NO. 222—
BY SENATORS LANDRY, BEAN, CAIN, DYESS, HEITMEIER, LENTINI
AND SMITH
AN ACT

To amend and reenact R.S. 32:61 and 62(A), relative to traffic regulations; to increase maximum speed limits on certain highways of the state; to require the Department of Transportation and Development to develop criteria to determine portions of roads requiring lower speed limits; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 229—
BY SENATOR ELLINGTON
AN ACT

To authorize and empower the board of commissioners of the Fifth Louisiana Levee District to exchange title to certain described parcels of land in Concordia Parish with Mr. Rodney Hutchins; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 232—
BY SENATORS HINES AND SHORT
AN ACT

To amend and reenact R.S. 17:1681.1, relative to scholarships for children of police officers or deputy sheriffs killed or permanently disabled in performance of duty; to increase the types of expenses covered by such scholarships; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 248—
BY SENATORS HAINKEL, BAGNERIS, BARHAM, CASANOVA, DARDENNE, GREENE, GUIDRY, HOLLIS, ULLO, BAJOIE, BEAN, CAIN, CAMPBELL, COX, DYESS, ELLINGTON, EWING, FIELDS, HEITMEIER, HINES, IRONS, JOHNSON, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SHORT, SIRACUSA, SMITH, TARVER AND THEUNISSEN AND REPRESENTATIVE BRUNEAU
A JOINT RESOLUTION

Proposing to amend Article VII, Sections 10(B) and (D)(2) and 10.3 of the Constitution of Louisiana, relative to 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.

Read by title.

Motion

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

SENATE BILL NO. 262—
BY SENATOR ROMERO
AN ACT

To enact R.S. 33:381(C)(11), relative to the selection of municipal officers; to provide for the appointment of the chief of police in the village of Loreauville; to provide that the chief of police shall not have a residency requirement; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 273—
BY SENATOR SMITH
AN ACT

To authorize and empower the director of the State Land Office to exchange title to certain described parcels of land in Winn Parish with Dr. L.R. Collier; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 290—
BY SENATORS HEITMEIER AND SMITH AND REPRESENTATIVE DEWITT
A JOINT RESOLUTION

Proposing to amend Article VII, Section 1 of the Constitution of Louisiana, relative to the power to tax; to prohibit the exercise of the power to tax by any state court; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

SENATE BILL NO. 304—
BY SENATOR CAIN
AN ACT

To enact R.S. 32:707(M), relative to motor vehicles; to provide for acquisition of titles for certain vehicles; to require deposit; to require waiting period; to authorize credit for deposit under certain circumstances; to provide for effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 377—
BY SENATOR SMITH
AN ACT

To amend and reenact R.S. 32:398(D), relative to traffic; to reduce time period for reporting certain traffic accidents to the Department of Public Safety and Corrections; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 378—
BY SENATOR SMITH
AN ACT

To amend and reenact R.S. 32:385(A)(2), relative to motor vehicles; to provide relative to size limitations on motor vehicles; to provide for exemptions to such limitations for certain equipment; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 382—
BY SENATOR JORDAN
AN ACT

To amend and reenact R.S. 32:82(B), relative to driving on divided highways; to provide that no vehicle shall cross the painted continuous center line of a multiple lane highway; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 423—
BY SENATORS CAMPBELL AND SHORT
AN ACT

To amend and reenact R.S. 17:1682.1(B), relative to student benefits; to provide for educational benefits for the child of a firefighter killed or disabled in the line of duty; to increase the number of semesters such child may be allowed to receive such benefits; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 426—
BY SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 11:2253(A)(1), relative to the Firefighters' Retirement System; to provide with respect to membership in the system; to establish a membership age limit; to provide for re-employment of a retiree without suspension of benefits; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 428—
BY SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 11:2252(12), relative to the Firefighters' Retirement System, to provide with respect to the definition of member; to authorize employees of the retirement system to be members of the system; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 467—
BY SENATOR BAGNERIS
AN ACT

To amend and reenact R.S. 25:891(A) and (B) and to enact R.S. 25:891(D), relative to the Louisiana State Arts Council; to provide for membership of the council; to provide for terms of service; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 468—
BY SENATOR BAGNERIS
AN ACT

To amend and reenact R.S. 33:4083.1, relative to the Sewerage and Water Board of New Orleans; to add unclaimed customer credit balances to the unclaimed customer water deposits to be retained by the board for use in funding the "Water Help Program Fund"; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 489—
BY SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 11:2175(E)(1), relative to the Sheriffs' Pension and Relief Fund; to provide for reemployment after retirement; to provide income limits during reemployment on a part-time basis; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 490—
BY SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 11:2178(B)(2) and (D)(III)(1) and (1)(d), relative to the Sheriffs' Pension and Relief Fund; to provide for benefits payable; to increase the disability benefit for partial disability; to authorize minimal income for a totally disabled member; to increase survivor's benefits for eligible parents; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 492—
BY SENATOR HEITMEIER
AN ACT

To enact R.S. 11:2214.2, relative to the Municipal Police Employees' Retirement System; to require medical examinations prior to enrollment; to provide for waivers for preexisting conditions; to provide for failure to submit required information; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 494—
BY SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 11:2220(A)(1)(b), 2221(F)(1), and 2225(A)(7)(b), relative to the Municipal Police Employees' Retirement System; to provide with respect to cost-of-living adjustments; to remove base waiting period for granting of cost-of-living adjustments; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 495—
BY SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 11:2227(B)(1)(a) and (b) and (D)(1)(b) and to repeal R.S. 11:2227(D)(1)(c), relative to the Municipal Police Employees' Retirement System; to provide with respect to contributions to the system when a member is receiving worker's compensation payments; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 496—
BY SENATOR HEITMEIER

AN ACT

To enact R.S. 11:2224(E), relative to the Municipal Police Employees' Retirement System; to provide with respect to optional allowance selections; to prohibit a change in beneficiaries after retirement except under certain circumstances; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 499—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:157(C), relative to the Municipal Police Employees' Retirement System; to provide with respect to membership in the system; to authorize election to rejoin the system; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 502—
BY SENATOR HINES AND REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 37:751(G), 752(4) and (8), 753(B) and (E)(3), 755, 760(4), (8), (9), (10), and (12), 761.1(2) and (4), 763(B), 764.1(A), (B), and (C), 770(A)(1) and (2), 774, 776(A)(8), the introductory paragraph of 777, 777(A)(11), 778, 780(A)(2) and (B)(1), 781(B), and 782, to enact R.S. 37:751(M), 753(J), 757, 764(C), 770(A)(3), (C), and (D), 776(A)(27), (28), and (29), 777(A)(21), (22), and (23), (B), and (C), and to repeal R.S. 37:761.1(5) and 764.1(A)(4), relative to the practice of dentistry; to provide for definitions; to provide for exemptions from licensing; to provide for appointments, vacancies, compensation, and powers and duties of the Louisiana State Board of Dentistry; to provide certain requirements for applicants for licensure, license reactivation, and renewal; to provide for refusal to issue, suspension, or revocation of a dental hygienist license and reinstatement thereof; to provide for a board hearing, notice, and penalty on charges against a licensed person; to provide relative to the issuance of subpoenas; to authorize the board to purchase immovable property; to provide for maintenance of certain records; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 514—
BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 33:4574(C)(1)(a), relative to tourist commissions; to increase the membership of the Vermilion Parish Tourist Commission by two; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 533—
BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO

AN ACT

To enact Subpart J of Part VI of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:310 through 310.1, relative to labeling requirements and penalties for misrepresenting seafood, fish, or fish products being sold; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 534—
BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO

AN ACT

To amend and reenact R.S. 56:8(103), relative to underutilized species; to redefine the term underutilized species; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 542—
BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO

AN ACT

To amend and reenact R.S. 56:302.1(B)(1) and (C)(2)(a) and 302.9(B), relative to nonresident basic and saltwater fishing license; to delete the requirement for a seven-day nonresident fishing license; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 543—
BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO

AN ACT

To amend and reenact R.S. 56:320(A)(1) and (2), and to repeal R.S. 56:320(A)(4), relative to freshwater fish; to provide for the taking of certain freshwater fish; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 544—
BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO

AN ACT

To amend and reenact R.S. 56:332.1(A), relative to the license requirements for taking eel; to require that an eel fisherman need only possess a valid commercial fishing license to fish and sell eel; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 545—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To amend and reenact R.S. 56:327(A)(1)(a), relative to fisheries, to clarify a technical reference to rock bass; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 546—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To amend and reenact R.S. 56:8(76), 411(5), the introductory paragraph of R.S. 56:412(A), R.S. 56:412(A)(1), and 413; relative to domestic fish farming; to redefine "privately owned waters" to include enclosures on privately owned property; to provide for harvesting of fish from such waters; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 548—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To enact R.S. 56:326(F)(5), relative to the possession or taking of crabs; to prohibit possession or taking of crabs under certain conditions; to provide additional penalties, including the loss of crab trap gear licenses, for violations; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 550—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To amend and reenact R.S. 56:327.1(C)(2), relative to aquaculturally-raised fish; to clarify the reporting responsibilities; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 551—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To amend and reenact R.S. 56:8(77), relative to fish and fish products; to define processing fish and fish products; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 573—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO
AN ACT

To repeal R.S. 56:302.8, relative to the requirement that an owner of a charter vessel obtain a charter vessel fishing license; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 578—

BY SENATORS HAINKEL, DARDENNE, EWING, BAGNERIS AND SCHEDLER
AN ACT

To amend and reenact Children's Code Articles 1301.3, 1301.4, 1301.5, 1302.1 through 1302.6, 1302.7 through 1302.9, 1303.1(B)(4), and (C), 1303.3 through 1303.8, 1303.10(B), 1303.11(A), 1303.12, 1303.13(B), and (C), 1303.14(A), 1303.16 through 1303.19, 1304.1, 1305.1, 1305.2, 1306.1, 1306.2, 1306.3, 1306.5, 1306.6(A) and (C), 1306.7, 1306.10, 1306.11, 1306.12, 1307.1 and 1308.2(B), and to enact Children's Code Articles 1305.3 through 1305.7, 1306.13, and 1306.14, and to rename the headings of Sections 3 and 5 of Chapter 1 of Title XIII of the Louisiana Children's Code, all relative to the Uniform Interstate Family Support Act; to provide for amendments thereto in conformity with changes proposed by the National Conference of Commissioners on Uniform State Laws; to provide with respect to tribunals; to provide with respect to income-withholding orders; to provide with respect to modifications of support orders; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 582—

BY SENATORS HAINKEL, DARDENNE, EWING, BAGNERIS AND SCHEDLER
AN ACT

To enact R.S. 9:392 and 393, relative to the acknowledgment of illegitimate children; to provide with respect to the minimum requirements of a declaration of acknowledgment; to provide for full faith and credit of foreign acknowledgments; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 584—

BY SENATORS HAINKEL, DARDENNE, EWING AND BAGNERIS
AN ACT

To amend and reenact R.S. 9:311(C) relative to child support; to provide for periodic review and adjustment of child support awards in cases enforced through the Department of Social Services; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 586—

BY SENATORS HAINKEL, DARDENNE, EWING, BAGNERIS AND SCHEDLER

AN ACT

To amend and reenact the title of Part I-B of Chapter 1 of Code Title VII of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950 and R.S. 9:399, relative to child support; to provide for an interim order of child support during a paternity proceeding; to provide limitations thereto; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 588—

BY SENATORS HAINKEL, DARDENNE, EWING, BAGNERIS AND ROMERO

AN ACT

To amend and reenact the title of Subpart C of Part I-A of Chapter 1 of Code Title V of Code Book 1 of Title 9 of the Louisiana Revised Statutes of 1950, R.S. 9:315.30, 315.31(3) and (4), 315.32(A), 315.33(A), 315.34, and 315.35(A) and enacts R.S. 9:315.31(11), relative to child support; to provide for the suspension of professional, driver's, and recreational licenses for failure to comply with subpoenas or court orders in or ancillary to child support or paternity proceedings; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 592—

BY SENATORS HAINKEL, DARDENNE, EWING AND BAGNERIS

AN ACT

To enact Children's Code Art. 616(D), relative to records of child abuse or neglect cases; to provide a procedure for expungement of certain records; to provide an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

SENATE BILL NO. 593—

BY SENATORS HAINKEL, DARDENNE, EWING, BAGNERIS AND SCHEDLER

AN ACT

To amend and reenact Children's Code Art. 672, relative to children in need of care whose custody is assigned to the Department of Social Services; to provide for the department's authority over placements and allocation of resources; to provide for the obligation of other public agencies and institutions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 667—

BY SENATORS SCHEDLER, SHORT, FIELDS, JORDAN, LANDRY AND LENTINI

AN ACT

To enact R.S. 46:1842(10) and 1844(Z) and the Louisiana Children's Code Arts. 116(29), 811.1(G) and 811.3(3), relative to juveniles; to provide with respect to the rights of victims; to provide for the rights of juvenile crime victims under the age of

seventeen years; to provide for confidentiality; to provide definitions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

SENATE BILL NO. 682—

BY SENATOR LANDRY

AN ACT

To enact R.S. 49:191(11) and to repeal R.S. 49:191(8)(g), relative to the Department of Transportation and Development, including provisions to provide for the re-creation of the Department of Transportation and Development 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.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 736—

BY SENATORS ROBICHAUX AND DARDENNE

AN ACT

To enact R.S. 42:1125, relative to the Code of Governmental Ethics; to provide for disclosure of private contributions to governor-elect's transition and inauguration; to provide for definitions; to provide for penalties; to provide for immunity; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 788—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:2223(B)(2) and (C) and to enact R.S. 11:2221(M) and 2223(B)(3), (4), and (5), relative to the Municipal Police Employees' Retirement System; to provide for determination of disability benefits; to provide for benefit options upon attaining normal retirement age; to provide for eligibility of a child of a police officer for purposes of educational benefits; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 819—

BY SENATORS HEITMEIER AND DARDENNE

AN ACT

To amend and reenact R.S. 11:481(A) and (E), relative to the Louisiana State Employees' Retirement System; to provide for eligibility for survivor benefits; to provide for the payment of survivor benefits; to provide for a retroactive effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 829—

BY SENATORS HAINKEL, DARDENNE AND EWING
AN ACT

To amend and reenact R.S. 39:1503(A)(1) and (2), relative to consulting and social service contracts; to reduce the number of advertisements required for request for proposals; to reduce the time requirement for advertising prior to accepting proposals for consulting services; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 830—

BY SENATORS HAINKEL, DARDENNE AND EWING
AN ACT

To enact R.S. 39:1482(K), relative to state procurement of professional, personal, consulting, and social services; to provide for exemptions of certain contracts for the office of facility planning and control; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 831—

BY SENATORS HAINKEL, DARDENNE AND EWING
AN ACT

To amend and reenact R.S. 38:2241(A)(2), relative to public contracts; to increase the minimum contract amount for required performance and payment bonds from five thousand to ten thousand dollars; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 833—

BY SENATORS HAINKEL, DARDENNE AND EWING
AN ACT

To amend and reenact R.S. 43:1(A), relative to public printing; to provide an exemption for certain schools and higher education institutions from the requirement of print purchases through the central purchasing agency in the division of administration; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 835—

BY SENATORS HAINKEL, DARDENNE AND EWING
AN ACT

To amend and reenact R.S. 39:1644(B), relative to the amendment of leases of office or warehouse space; to provide for the amendment of existing leases of office or warehouse space of less than five thousand square feet to up to a maximum of four thousand nine hundred ninety-nine square feet; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 836—

BY SENATORS HAINKEL, DARDENNE AND EWING
AN ACT

To amend and reenact R.S. 38:2316, relative to the selection of professional services for public contracts; to provide for an increase of the estimated project budget cost limit; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 837—

BY SENATORS HAINKEL, DARDENNE AND EWING
AN ACT

To amend and reenact R.S. 39:1596, relative to methods of source selection; to provide for small purchase procurements; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 839—

BY SENATORS HAINKEL, DARDENNE AND EWING
AN ACT

To amend and reenact R.S. 39:1594(I), relative to the Louisiana Procurement Code; to provide with respect to methods of source selection; to provide for exemption; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 850—

BY SENATOR SHORT
AN ACT

To amend and reenact R.S. 17:3042.32(B)(1); to change the qualifications needed by graduates of the Louisiana School for Math, Science, and the Arts to receive the Louisiana Honors Scholarship; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 869—

BY SENATOR HEITMEIER
AN ACT

To enact R.S. 11:2174.1, relative to the Sheriffs' Pension and Relief Fund; to provide with respect to membership service credit; to authorize certain credit for out-of-state law enforcement service; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 945—

BY SENATOR EWING
AN ACT

To enact R.S. 33:9103(A)(4), relative to the board of commissioners for communications districts; to authorize the governing

authority of Ouachita Parish to increase the membership of the board; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 992—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 23:1101(D)(1) and 1102(A), and to enact R.S. 23:1103(A)(3); relative to workers' compensation; to provide with respect to rights against third persons; to clarify that suits against a third person to recover workers' compensation benefits paid shall be tried before a district court judge; to authorize disputes regarding the calculation of employer's credit to be filed with the office of workers' compensation and tried before a hearing officer; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Labor and Industrial Relations.

SENATE BILL NO. 995—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 23:1208(D), relative to worker's compensation; to provide with respect to worker's compensation benefits; to provide for assessment of penalties by hearing officers; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Labor and Industrial Relations.

SENATE BILL NO. 1093—

BY SENATORS HAINKEL AND SCHEDLER AND REPRESENTATIVE WINSTON

AN ACT

To designate Louisiana Highway 3228 which connects Louisiana Highway 22 and North Causeway Boulevard Service Road located in St. Tammany Parish as Asbury Drive; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 1145—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:3688(A)(2)(a)(ii), relative to the Harbor Police Retirement System; to provide for the term of certain members of the board of trustees; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1170—

BY SENATORS HAINKEL, DARDENNE, EWING, BAGNERIS AND SCHEDLER

AN ACT

To amend and reenact R.S. 9:303(C) and to enact R.S. 46:236.11, relative to child support enforcement services; to create a state unit for collection and disbursement of child support payments; to provide for operation of the unit; to require certain procedures; to provide an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 1173—

BY SENATORS HAINKEL, DARDENNE AND EWING

AN ACT

To amend and reenact R.S. 39:1645(B) relative to state procurement; to provide for purchase of used equipment by colleges and universities; to provide for certification; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1174—

BY SENATORS HAINKEL, DARDENNE AND EWING

AN ACT

To enact R.S. 39:1661(D), relative to public contracts; to provide for laws governing certain contracts; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1300—

BY SENATORS HAINKEL, DARDENNE, EWING AND BAGNERIS

AN ACT

To amend and reenact Children's Code Arts. 675(A) and (B)(1), 684(B), and 702(A), relative to child in need of care; to provide for the contents of case plans and findings relative to judgments of disposition and dispositional review hearings; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 1387—

BY SENATORS HAINKEL, BAGNERIS, BARHAM, CASANOVA, DARDENNE, GREENE, GUIDRY, HOLLIS, JOHNSON, ULLO, AND SCHEDLER

AN ACT

To amend and reenact R.S. 39:24(A) and (F), 34, 38, 54, 75(C), 94, and 95, to enact R.S. 39:33.1, 52.1, and 87, and to repeal R.S. 39:91, 92 and 93, relative to stabilization funds; to create the Louisiana Stabilization Fund in statute; to provide for deposit of money into the fund; to provide for the investment and use of the fund; to revise budget processes in regard to a deficit in the budget; to establish and revise budget processes for the determination of the expenditure limit and money available for appropriation in excess of this limit; to provide a ballot process for polling the legislature on certain budget propositions when the legislature is not in session; to abolish the Revenue

Stabilization/Mineral Trust Fund in statute if and when a constitutional amendment is approved to abolish this fund in the constitution; to provide for effective dates; to provide for a designation of statutes into Subparts; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 1437—

BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 6:2(10), 201(3), and 215(B) and (C) and to enact R.S. 6:121(B)(4), 201(18), 215(D) and 365.1, relative to state banks; to provide for mutual state banks; to provide for what shall constitute the capital of a mutual state bank; to provide for mergers or conversions of federally insured financial institutions; to provide for conversions from one form of federally insured financial institution to another; and to provide for related matters.

Read by title.

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

House Bills and Joint Resolutions on Second Reading Reported by Committees

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

HOUSE BILL NO. 18—

BY REPRESENTATIVE DOERGE

A JOINT RESOLUTION

Proposing to amend Article III, Section 7(C) and Article IV, Sections 6, 14, and 15 of the Constitution of Louisiana, to provide for the lieutenant governor to be president and presiding officer of the Senate; to include the president pro tempore of the Senate in the line of succession to fill a vacancy in the office of governor; to provide for the president pro tempore of the Senate to discharge the duties of lieutenant governor if a vacancy occurs in that office; to provide for effective dates; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 58—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 56:104.1(A), relative to permits and licenses authorized by the Wildlife and Fisheries Commission; to provide relative to physically challenged hunter permits; to provide procedures and conditions for issuance; to provide relative to issuance of permits for individuals who are temporarily or permanently disabled; to provide relative to certification by licensed physicians; to remove requirements that

a physician be commission-approved; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 58 by Representative Bowler

AMENDMENT NO. 1

On page 1, line 5, after "issuance;" delete the remainder of the line and delete line 6 in its entirety and insert

"to provide relative to issuance of permits for individuals who are temporarily or permanently disabled; to provide relative to certification by licensed physicians; to remove requirements that a physician be commission-"

AMENDMENT NO. 2

On page 1, line 14, after "who are" insert the following:

"temporarily or permanently"

AMENDMENT NO. 3

On page 2, line 2, after "physician" delete the period and insert

"licensed to practice medicine by the Louisiana State Board of Medical Examiners. If the physician certifies that the disability is temporary, the person holding the permit shall be required to recertify to the department each year that such certification is still valid."

On motion of Rep. John Smith, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 152—

BY REPRESENTATIVES WIGGINS, JOHNS, DANIEL AND WALSWORTH
AN ACT

To amend and reenact R.S. 56:699.1, 699.2, and 699.5, 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.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

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

AMENDMENT NO. 1

On page 1, line 11, after the word and punctuation "adult;" and before "and" insert:

"to provide relative to persons under sixteen years accompanying an adult who is lawfully hunting;"

AMENDMENT NO. 2

On page 2, line 4, after "license" delete "previously" and insert in lieu thereof:

"from the previous year displaying the approved hunter safety course certification number"

AMENDMENT NO. 3

On page 2, line 12, delete "previously" and insert in lieu thereof:

"from the previous year displaying the approved hunter safety course certification number"

AMENDMENT NO. 4

On page 2, at the end of line 23, insert:

"However, a person under sixteen years of age may, without having to obtain such certificate or license, accompany an adult who is lawfully hunting with a firearm if the person under sixteen years of age does not have possession or control of the firearm."

On motion of Rep. John Smith, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 165—
BY REPRESENTATIVES PERKINS AND WINDHORST
AN ACT

To amend and reenact R.S. 15:571.4(B)(4) and to enact R.S. 15:571.4(B)(5), relative to forfeiture of diminution of sentence; to provide for loss of good time earned for inmates who file certain lawsuits without merit; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 165 by Representative Perkins

AMENDMENT NO. 1

On page 1, line 15, after "finding" delete "that no cause of action exists or"

AMENDMENT NO. 2

On page 1, at the end of line 17, insert:

"For purposes of this Paragraph, a lawsuit shall be considered as frivolous if the pleadings do not satisfy the criteria that are provided in Article 863(B) of the Louisiana Code of Civil Procedure."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 219—
BY REPRESENTATIVE DOERGE
AN ACT

To enact R.S. 22:1404(3)(f), relative to insurance rates; to provide for a rate reduction under certain circumstances; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 219 by Representative Doerge

AMENDMENT NO. 1

On page 1, line 14, after "reduction" delete "of ten percent"

AMENDMENT NO. 2

On page 1, line 15, after "Commission" insert ", if actuarially justified,"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 386—
BY REPRESENTATIVE LANDRIEU
AN ACT

To amend and reenact Code of Criminal Procedure Arts. 881.2(B)(1) and 881.4(D), relative to review and appellate court action regarding criminal sentences; to provide that a criminal sentence may be reviewed and set aside if the sentence is manifestly lenient or manifestly severe; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 386 by Representative Landrieu

AMENDMENT NO. 1

On page 1, line 5, after "sentence is" and before "and to" change "unduly lenient or unduly severe;" to "manifestly lenient or manifestly severe;"

AMENDMENT NO. 2

On page 1, line 13, after "imposed was" delete the remainder of the line and insert "manifestly severe or manifestly lenient"

AMENDMENT NO. 3

On page 2, line 2, after "sentence for" delete the remainder of the line and insert "manifest severity or manifest"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 464—
BY REPRESENTATIVE DOWNER
AN ACT

To amend and reenact Children's Code Articles 1189(3), 1270, 1271(A), and 1272, relative to adoptions; to authorize biological siblings to register with the voluntary registry in an attempt to locate an adopted sibling; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 632—
BY REPRESENTATIVES WINDHORST AND HEATON
AN ACT

To enact R.S. 27:91(D), relative to riverboat license and permit fees; to provide that wholesale alcoholic beverage permit holders licensed by federal, state, and local governments for the sale of beverage alcohol of low or high alcoholic content are exempt from obtaining certain supplier permits; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 635—
BY REPRESENTATIVES BRUNEAU AND DOWNER
AN ACT

To amend and reenact R.S. 18:562 and R.S. 40:1321(C), relative to elections; to require an applicant to vote to present a picture identification card; to provide that a person not having a picture identification card may sign an affidavit; to provide for the procedure commissioners are to follow for identifying applicants to vote; to provide special identification cards free of charge to certain registered voters; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 635 by Representatives Bruneau and Donelon

AMENDMENT NO. 1

On page 2, at the end of line 2 after "commissioners a" delete "valid"

AMENDMENT NO. 2

On page 2, line 5 after "have a" and before "Louisiana" delete "valid"

AMENDMENT NO. 3

On page 2, line 8 after "affidavit" and before "to that" insert ", which is supplied by the secretary of state,"

AMENDMENT NO. 4

On page 3, line 16 after "register." and before "applicant's" delete "The" and insert "When the applicant has submitted picture identification to the commissioners, the"

AMENDMENT NO. 5

On page 3, line 17 after "identification" and before the period "." delete "submitted to the commissioners"

AMENDMENT NO. 6

On page 4, line 11 after "have a" and before "Louisiana" delete "valid"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 733—
BY REPRESENTATIVE FORSTER
A JOINT RESOLUTION

Proposing to amend Article I, Section 17 of the Constitution of Louisiana, relative to jury trials in criminal cases; to provide that a criminal defendant's waiver of a jury trial shall be contingent on the prosecution's consent and the approval of the court; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Page 14 HOUSE

14th Day's Proceedings - April 18

Reported without action by the Committee on Administration of Criminal Justice.

Rep. Windhorst moved that the bill be recommitted to the Committee on Administration of Criminal Justice.

Rep. McCain objected.

As a substitute motion, Rep. Jetson moved the bill be withdrawn from the files of the House.

Rep. Forster objected.

The vote recurred on the substitute motion.

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

ROLL CALL

The roll was called with the following result:

YEAS

Baudoin	Guillory	Pratt
Baylor	Holden	Quezaire
Bowler	Hudson	Riddle
Carter	Jetson	Rousselle
Copelin	Marionneaux	Welch
Curtis	McCain	Weston
Durand	Murray	Wilkerson
Farve	Pierre	Willard-Lewis
Total—24		

NAYS

Mr. Speaker	Hammett	Romero
Alexander, A.—93rd	Hebert	Salter
Alexander, R.—13th	Hill	Scalise
Barton	Iles	Shaw
Bruce	Johns	Smith, J.R.—30th
Bruneau	Kenney	Stelly
Chaisson	Lancaster	Strain
Clarkson	Landrieu	Theriot
Crane	LeBlanc	Thomas
Damico	Long	Thompson
Daniel	Martiny	Thornhill
Deville	McCallum	Toomy
Diez	McDonald	Travis
Dimos	McMains	Triche
Doerge	Michot	Vitter
Dupre	Montgomery	Walsworth
Faucheux	Morrill	Warner
Flavin	Morrish	Wiggins
Fontenot	Odinot	Windhorst
Forster	Perkins	Winston
Frith	Pinac	Wright
Fruge	Powell	
Total—65		

ABSENT

Alario	Glover	Kennard
Ansardi	Green	Mitchell
Brun	Heaton	Schneider
DeWitt	Hopkins	Smith, J.D.—50th
Donelon	Hunter	
Gautreaux	Jenkins	
Total—16		

The House refused to withdraw the bill from the files of the House.

Rep. Windhorst insisted on his motion to recommit the bill to the Committee on Administration of Criminal Justice.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hill	Salter
Alexander, R.—13th	Iles	Scalise
Barton	Johns	Shaw
Bruce	Kenney	Smith, J.R.—30th
Bruneau	Lancaster	Stelly
Clarkson	Landrieu	Strain
Crane	LeBlanc	Thomas
Damico	Long	Thompson
Daniel	Martiny	Thornhill
Deville	McCallum	Toomy
Diez	McDonald	Triche
Dimos	McMains	Vitter
Doerge	Michot	Walsworth
Faucheux	Montgomery	Warner
Flavin	Morrish	Wiggins
Fontenot	Odinot	Windhorst
Forster	Pinac	Winston
Fruge	Powell	Wright
Hammett	Romero	
Total—56		

NAYS

Alexander, A.—93rd	Guillory	Pratt
Baudoin	Hebert	Quezaire
Baylor	Holden	Riddle
Bowler	Hopkins	Rousselle
Carter	Hudson	Theriot
Chaisson	Jetson	Travis
Copelin	Marionneaux	Welch
Curtis	McCain	Weston
Dupre	Morrill	Wilkerson
Durand	Murray	Willard-Lewis
Farve	Perkins	
Frith	Pierre	
Total—34		

ABSENT

Alario	Gautreaux	Jenkins
Ansardi	Glover	Kennard
Brun	Green	Mitchell
DeWitt	Heaton	Schneider
Donelon	Hunter	Smith, J.D.—50th
Total—15		

The House agreed to recommit the bill to the Committee on Administration of Criminal Justice.

Suspension of the Rules

On motion of Rep. Jetson, 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. 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.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 863 by Representative Murray

AMENDMENT NO. 1

On page 1, at the end of line 15 after "members" insert a semicolon ";" and insert "election for salary and per diem compensation"

AMENDMENT NO. 2

On page 1, at the beginning of line 16 insert "A."

AMENDMENT NO. 3

On page 2, between lines 4 and 5 insert the following:

"B. Any member of the legislature or any member-elect may elect to receive per diem compensation and salary as provided by law in effect on January 1, 1997. Such election shall be filed with the clerk of the House or the secretary of the Senate, as applicable. Such election may be filed at any time after the certification of the election of the member-elect or at any time during the member's legislative service."

AMENDMENT NO. 4

On page 3, delete line 9 in its entirety and insert "be entitled to receive per diem compensation during sessions of the legislature in the amount provided in R.S. 24:31 for his service to"

AMENDMENT NO. 5

On page 5, line 8 after "shall" delete the remainder of the line and insert "be entitled to receive per diem compensation during sessions of the legislature in the amount provided in R.S. 24:31"

AMENDMENT NO. 6

On page 6, between lines 23 and 24 insert the following:

"Section 2. Any member of the legislature in office on the effective date of this Act may elect to receive per diem compensation and salary as provided by law in effect on January 1, 1997. Such election shall be filed with the clerk of the House or the secretary of the Senate, as applicable. Such election may be filed any time after

adjournment sine die of the 1997 Regular Session of the Legislature of Louisiana and prior to July 10, 1997."

AMENDMENT NO. 7

On page 6, at the beginning of line 24 delete "Section 2. This" and insert the following:

"Section 3. Sections 2 and 3 of this Act shall become effective upon adjournment sine die of the 1997 Regular Session of the Legislature of Louisiana. Section 1 of this"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 940—

BY REPRESENTATIVE LANDRIEU

AN ACT

To enact R.S. 14:112.2, relative to creation of a crime; to prohibit the sale of merchandise resembling law enforcement uniforms and badges; to prohibit the unlawful wearing of police badges or other insignia; to provide penalties; to provide for exceptions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 940 by Representative Landrieu

AMENDMENT NO. 1

On page 1, line 3, after "badges;" and before "to" insert "to prohibit the unlawful wearing of police badges or other insignia;"

AMENDMENT NO. 2

On page 1, line 4, change "to provide an exception;" to "to provide for exceptions;"

AMENDMENT NO. 3

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

"(2) It shall be unlawful for any person who is not a law enforcement officer to wear or display any uniform, badge, insignia, device, shield, patch, or pattern which indicates or tends to indicate that he is a law enforcement officer."

AMENDMENT NO. 4

On page 1, at the beginning of line 15, change "(2)" to "(3)"

AMENDMENT NO. 5

On page 2, line 6, after "C." and before "Nothing" insert "(1)"

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AMENDMENT NO. 6

On page 2, after line 7, insert:

"(2) Nothing in this Section shall prevent a vendor from selling uniforms, badges, insignia, devices, shields, patches, or patterns to authorized law enforcement agencies or officers pursuant to a valid purchase order.

(3) Nothing in this Section shall prevent a law enforcement agency from granting written authorization to any person to wear, display, sell, buy, or rent any uniform, badge, insignia, device, shield, patch, or pattern.

(4) Nothing in this Section shall prevent a licensed security officer from wearing or displaying a uniform, badge, insignia, device, shield, patch, or pattern identifying him as a security officer, provided that the uniform, badge, insignia, device, shield, patch, or pattern complies with the provisions of R.S. 37:3290."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1164—

BY REPRESENTATIVES CLARKSON, BRUNEAU, AND WINDHORST
AN ACT

To repeal R.S. 18:1434, relative to elections; to repeal the provision that under certain circumstances an objection to the qualifications of a voter or to an irregularity in the conduct of the election is waived; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1176—

BY REPRESENTATIVE LANDRIEU
AN ACT

To amend and reenact R.S. 40:2175(A) and (B)(2), 2176(A), and 2178 and to enact R.S. 40:2175.1, relative to basic care facilities; to provide with respect to the licensure of basic care facilities; to provide procedures and fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 1176 by Representative Landrieu

AMENDMENT NO. 1

On page 2, delete lines 23 through 26 in their entirety

AMENDMENT NO. 2

On page 3, delete lines 1 and 2 in their entirety

AMENDMENT NO. 3

On page 3, at the beginning of line 3, change "D." to "C."

AMENDMENT NO. 4

On page 3, at the beginning of line 8, change "E." to "D."

AMENDMENT NO. 5

On page 3, line 9, after "exceed" and before "for" delete "two hundred fifty dollars," and insert in lieu thereof "six hundred dollars and an annual fee not to exceed five dollars per unit,"

AMENDMENT NO. 6

On page 3, between lines 10 and 11, insert the following:

"E. Nothing herein shall be construed to allow a basic care facility to provide long-term care services provided in a nursing facility without first complying with the provisions of R.S. 40:2116."

On motion of Rep. Rodney Alexander, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1208—

BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:1505.4(A)(2) and (3) and 1505.5(B) and (C), relative to campaign finance; to provide with respect to penalties for failing to file reports or failing to timely file reports; to provide with respect to the penalties for other violations of the Campaign Finance Disclosure Act; to increase the penalties for violations by certain political committees; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1209—

BY REPRESENTATIVES LANCASTER, BARTON, BOWLER, BRUNEAU, CRANE, DONELON, FONTENOT, FORSTER, FRUGE, MARTINY, MCMAINS, PERKINS, POWELL, SCALISE, SHAW, STELLY, TOOMY, VITTER, WIGGINS, WINDHORST, AND WINSTON AND SENATORS BEAN, BRANCH, DARDENNE, DEAN, HAINKEL, JORDAN, ROMERO, AND SHORT
AN ACT

To enact R.S. 18:1461(A)(21), relative to elections; to provide with respect to election offenses; to provide that the failure of a commissioner to identify an applicant to vote as required by law is an election offense; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

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.

Reported favorably by the Committee on Natural Resources.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1317—

BY REPRESENTATIVE LANCASTER

AN ACT

To enact R.S. 18:1415, relative to elections; to provide that under certain circumstances discovery may be conducted prior to the filing of a suit to contest an election; to provide for the filing of an affidavit; to provide for notification of the filing of such affidavit; to provide the time period for conducting such discovery; to provide the type of discovery which may be conducted; to provide for the issuance of subpoenas; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 1317 by Representative Lancaster

AMENDMENT NO. 1

On page 1, line 4 after "affidavit;" and before "to" insert "to provide for notification of the filing of such affidavit;"

AMENDMENT NO. 2

On page 2, at the end of line 2 after "jurisdiction." insert the following:

"The clerk of court shall immediately notify the secretary of state and the commissioner of elections by telephone and by written notice when such affidavit has been filed."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1321—

BY REPRESENTATIVES MONTGOMERY AND DEVILLE

AN ACT

To enact Chapter 7 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:351 through 354, 361 through 365, 371 through 377, and 381, relative to slot machine gaming at certain live horse racetracks; to provide for state policy; to provide definitions; to provide relative to the power of the Louisiana State Racing Commission; to provide relative to the temporary and permanent conduct of slot machine gaming; to provide for required licenses and the terms of such licenses; to provide relative to required suitability standards; to provide relative to the powers and duties of the Louisiana Gaming Control Board; to provide relative to the duties of the office of state police; to provide relative to prohibiting the operation of both video draw poker devices and slot machines at eligible facilities; to provide relative to limitations on slot machine gaming; to prohibit certain relationships; to provide for certain crimes and provide penalties therefor; to prohibit allowing persons under twenty-one years of age to play slot machines and to provide with regard thereto; to require posting certain information regarding assistance for compulsive gambling; to require and provide for a local election regarding slot machine gaming; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1321 by Representatives Montgomery and Deville

AMENDMENT NO. 1

On page 1, line 12, after "relative to" delete the remainder of the line and at the beginning of line 13, delete "taxes;" and insert "prohibiting the operation of both video draw poker devices and slot machines at eligible facilities;"

AMENDMENT NO. 2

On page 2, delete lines 1 through 3 in their entirety

AMENDMENT NO. 3

On page 3, line 21, after "facilities" delete the remainder of the line and on line 22 delete "Calcasieu Parish, and St. Landry Parish" and at the end of line 25, delete the period "." and insert "within a twenty consecutive week period."

AMENDMENT NO. 4

On page 13, line 23, after "B." and before "PROHIBITED" delete "PREEMPTION AND"

AMENDMENT NO. 5

On page 13, line 24, after "§371." delete the remainder of the line and delete lines 25 through 27 in their entirety and insert in lieu thereof the following:

"Prohibition on the operation of video draw poker devices

The operation of video draw poker devices shall be prohibited and may not be licensed to operate in any eligible facility in which slot machine gaming occurs."

AMENDMENT NO. 6

On page 18, at the beginning of line 14, delete "shall" and insert "may by ordinance or resolution"

AMENDMENT NO. 7

On page 20, line 14, after "law for" and before "the imposition" insert "(1)"

AMENDMENT NO. 8

On page 20, at the end of line 16, delete the period "." and insert "and (2) the dedication of a fixed percentage of net slot machine proceeds to supplement purses for races run at the live meetings at the eligible facility and to the Louisiana Thoroughbred Breeders Association and the Louisiana Quarter Horse Breeders Association for use as awards for breeders of accredited Louisiana bred horses and for promotion of the Louisiana horse breeding industry."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1325—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact Code of Criminal Procedure Art. 895(A)(2), relative to conditions of probation imposed by a court; to provide that child support obligations are included in the requirement to meet family responsibilities; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

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.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1326 by Representative Thompson

AMENDMENT NO. 1

On page 1, delete line 2

AMENDMENT NO. 2

On page 1, at the beginning of line 3, change "and to" to "To"

AMENDMENT NO. 3

On page 1, line 4, after "family; to provide" delete the remainder of the line

AMENDMENT NO. 4

On page 1, line 8, after "Section 1." delete the remainder of the line

AMENDMENT NO. 5

On page 1, line 11, after "A." delete the remainder of the line and delete lines 12 through 16

AMENDMENT NO. 6

On page 2, at the end of line 3, change "education, and comfort" to "and education"

AMENDMENT NO. 7

On page 2, delete lines 5 through 14

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1418—
BY REPRESENTATIVE R. ALEXANDER
AN ACT

To amend and reenact R.S. 46:450.2, relative to nonemergency, non-ambulance transportation for Medicaid recipients; to delete the requirement that the Department of Health and Hospitals collect an annual licensure fee from providers of nonemergency, non-ambulance transportation for Medicaid recipients; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1475—
BY REPRESENTATIVE SHAW
AN ACT

To amend and reenact Children's Code Arts. 116(25), 737, 738(D), 739(A), 741, and 742 and to enact Children's Code Art. 738(E), relative to Families in Need of Services; to authorize secure

detention in shelter care facilities; to authorize certain limited secure detention of runaways; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1503—

BY REPRESENTATIVE CHAISSON
AN ACT

To amend and reenact R.S. 22:1113(D)(1) and (E)(3)(b) and 1118.2, relative to requirements for insurance agents; to provide for payment of commissions; to provide for lapsed licenses; to provide for division of commissions with nonresident agents or brokers; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the regular calendar.

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 child-placing agency 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.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1702—

BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact R.S. 46:236.1(B)(2), relative to the establishment of a child support obligation; to preclude the establishment of paternity or an initial support order by the Department of Social Services in nonpublic assistance cases; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1723—

BY REPRESENTATIVES WESTON, CLARKSON, JETSON, AND RIDDLE
AN ACT

To enact R.S. 46:286.1, relative to the Kinship Foster Care Program; to provide for definitions; to establish the Kinship Foster Care Program in the office of community services of the Department of Social Services; to require the office of community services to attempt to place children in its custody with a relative for kinship care; to allow the kinship foster parent to receive payment for the full foster care rate available to other foster parents; to require kinship foster parents to be reimbursed according to the system established by the department; to require the office of community services to establish eligibility standards for kinship foster parents; to require completion of a criminal history investigation of the prospective kinship foster parent and any other adult residing in the prospective parents' home; to make the disclosure of information obtained in the investigation unlawful, except for purposes of determining eligibility; to provide for the procedure by which the office of community services shall determine eligibility; to require the development of a kinship foster care plan; to require payment for child care, subject to appropriation; to provide for the rights of the kinship foster parent; to require the department to promulgate rules and regulations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 1723 by Representative Weston, et al.

AMENDMENT NO. 1

On page 3, line 6, after "within" and before "degree" delete "the first, second, or third" and insert "at least the second"

AMENDMENT NO. 2

On page 4, between lines 24 and 25, insert the following:

"I. The kinship foster parent shall seek enforcement of child support from the parents of a child in his or her care with the assistance of the department in accordance with applicable law."

AMENDMENT NO. 3

On page 4, at the beginning of line 25, change "I." to "J."

On motion of Rep. Rodney Alexander, the amendments were adopted.

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

Under the rules, placed on the consent calendar.

HOUSE BILL NO. 1754—

BY REPRESENTATIVE TOOMY
AN ACT

To enact R.S. 14:93.20, relative to the unlawful sale, purchase, and possession of alcoholic beverages; to provide for the crime of unlawful sale, shipment, or causing to be shipped any alcoholic

beverage by an out-of-state seller directly to a Louisiana consumer; to provide for an exception; to provide for penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1754 by Representative Toomy

AMENDMENT NO. 1

On page 2, line 17, after "that a" and before "a basic" delete "holder of" and insert "producer holding"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1922—

BY REPRESENTATIVES THORNHILL, DONELON, BARTON, BAUDOIN, BRUCE, CHAISSON, CRANE, DAMICO, DIMOS, FAUCHEUX, HUNTER, ILES, MICHOT, MORRISH, MURRAY, PERKINS, PINAC, POWELL, ROUSSELLE, SHAW, JACK SMITH, TRAVIS, AND WALSWORTH
AN ACT

To amend and reenact R.S. 6:958(B), R.S. 22:1382(A)(3)(a)(iv), 1401, 1404, 1404.1, 1405(A), (C), (D)(2) and (5), (G), and (I), 1406.2(1) and (2), 1406.3(B) and (C), 1406.6(A), 1406.7, 1406.8(A) and (D), 1406.10 through 1406.12, 1407, 1409(A), (B), (D), (E), and (G)(1), 1412(B), 1417(A) and (B), 1417.1(C), 1422.1, 1423(A), (B), and (E), 1432(1), (2)(introductory paragraph), and (6), 1436(A) and (B), 1437(A)(1) and (2)(g) and (B), 1438(A)(1) and (C), 1440 through 1444, 1446, 1447, 1450.3(4) and (5), and 1459(A), R.S. 23:1392(A)(1) and (8), R.S. 32:430(M) and 1043(A), and R.S. 40:1299.44(A)(2)(b), (c), and (f) and (6)(a) and 1308(C)(6) and to repeal R.S. 22:636.2(A)(3) and 636.4(E)(2)(a), R.S. 23:1395(A), and R.S. 36:868, relative to insurance rate regulation; to eliminate the Louisiana Insurance Rating Commission; to provide for transition of certain functions, duties, and obligations from the commission to the Department of Insurance; to replace the commission with the department for receipt of certain reports, plans, and revenues; to permit the department to review and approve certain filings submitted by certain assigned risks plans and associations; to permit the department to assess and collect surcharges on physicians covered by the medical malpractice board; to eliminate the rate making requirements for certain property and casualty insurers; to permit the department to enforce certain rate reductions for defensive driving courses and drivers over the age of fifty-five years; to permit the attorney general to represent the citizens of the state before the department; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 1922 by Representative Thornhill, et al.

AMENDMENT NO. 1

On page 5, delete lines 19 through 24 in their entirety

AMENDMENT NO. 2

On page 5, line 25, delete "C." and insert in lieu thereof "B."

AMENDMENT NO. 3

On page 6, line 19, delete "D." and insert in lieu thereof "C."

AMENDMENT NO. 4

On page 6, line 26, delete "E." and insert in lieu thereof "D."

AMENDMENT NO. 5

On page 9, line 3, after "A." insert "(1)"

AMENDMENT NO. 6

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

"(2)(a) Notwithstanding any other law to the contrary, any property and casualty insurer may use its rates for policies prior to any filing of rates with the Department of Insurance. The department shall review any rates filed pursuant to this Paragraph within ninety days of the initial use of the rates. Any disapproval of the rates by the department, including the excessive amount of profits earned by the insurer, shall be forwarded to the insurer within one hundred days of its initial use.

(b) The requirements of R.S. 22:1408 shall be used in any disapproval of any rates used under this Paragraph."

AMENDMENT NO. 7

On page 14, line 9, delete "granting any" and insert in lieu thereof "the filing of any"

AMENDMENT NO. 8

On page 14, line 10, delete "the office of insurance"

AMENDMENT NO. 9

On page 14, line 11, delete "rating in the Department of Economic Development, or its successor"

AMENDMENT NO. 10

On page 14, line 12, delete "may require the" and insert in lieu thereof "the department may require any"

AMENDMENT NO. 11

On page 15, line 9, delete "commission." and insert in lieu thereof "department."

AMENDMENT NO. 12

On page 15, line 17, delete "make" and insert in lieu thereof "promulgate any rules for"

AMENDMENT NO. 13

On page 15, line 23, delete "making and"

AMENDMENT NO. 14

On page 25, line 17, delete "ninety days after the filing" and insert in lieu thereof "immediately, pursuant to R.S. 22:1404(A)(2)"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2002—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 56:8(12)(b) and to enact R.S. 56:8(12)(c), relative to hunting and fishing licenses; to provide for the definition of "bona fide resident"; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 2002 by Representative DeWitt

AMENDMENT NO. 1

Change the author from "Representative DeWitt" to "Representative Hebert"

On motion of Rep. John Smith, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2003—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 56:259(C), relative to taking animals; to require proper trapping licenses for taking of nongame quadrupeds; to limit weapons for taking nutria; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 2003 by Representative DeWitt

AMENDMENT NO. 1

Change the author from "Representative DeWitt" to "Representative Hebert"

On motion of Rep. John Smith, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2012—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 56:152(A), relative to the Louisiana Duck Stamp program; to increase the fee for a stamp; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 2012 by Representative DeWitt

AMENDMENT NO. 1

On page 1, line 3, delete "nonresident"

AMENDMENT NO. 2

On page 1, line 3, after "stamp;" delete the remainder of the line and delete line 4, and insert in lieu thereof "and to"

AMENDMENT NO. 3

On page 1, line 12, after "dollars" and before the period "." insert "and fifty cents"

AMENDMENT NO. 4

On page 1, line 12, after "dollars" delete the remainder of the line and delete lines 13 through 15 in their entirety and insert "The duck stamp"

AMENDMENT NO. 5

On page 1, after line 17, add the following:

"Section 2. The provisions of this Act shall be applicable to all stamps sold for the 1998-1999 license year and thereafter."

On motion of Rep. John Smith, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2024—
BY REPRESENTATIVE THORNHILL
AN ACT

To amend and reenact R.S. 22:5(2), 6(13)(e), 1249(A)(introductory paragraph), (3), and (7), and (B), 1262(A), (B)(introductory paragraph), and (1)(a), (2), and (3), 1262.1(B)(1)(introductory paragraph), (a) and (e), (C), (D)(1), (F) and (G), and 1379(9), to enact R.S. 22:5(12) through (15), 1248, 1249(A)(8) through (11), 1249.1, 1262(B)(1)(d) and (e) and (4) through (6), and 1262.1(H), and to repeal R.S. 22:1262(C) and (E) through (G), relative to unauthorized insurers; to define approved unauthorized insurer, authorized insurer, surplus lines insurance, and unauthorized insurer; to exempt certain vessels from the definition of "marine protection and indemnity insurance"; to provide for unauthorized insurers and the transacting of a business of insurance; to provide for surplus lines for solvent insurers; to establish capital, surplus, deposits, and bond requirements for certain insurers; to provide for approved unauthorized insurers' listing and removal from that listing; to provide for the placement of insurance business, prohibition, and exclusions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 2024 by Representative Thornhill

AMENDMENT NO. 1

On page 8, line 19, after "policy" delete the remainder of the line and insert a period ".".

AMENDMENT NO. 2

On page 8, at the beginning of line 20, delete "from this exemption is" and insert in lieu thereof "This exclusion shall not apply to"

AMENDMENT NO. 3

On page 12, line 19, after "group of" delete "alien"

AMENDMENT NO. 4

On page 12, line 22, after "maintains" insert "in the United States" and after "trust" delete the remainder of the line and lines 23 and 24 in their entirety and insert in lieu thereof the following:

"or trusts equal to thirty percent of the group's United States surplus lines gross liabilities excluding aviation, marine protection, and indemnity insurance liabilities not to exceed five hundred million dollars; however, after notice and an opportunity to be heard, the commissioner may require that the trust or trusts equal an amount in excess of five hundred million dollars if he finds such higher amount to be reasonably necessary to protect the interests of the public and policyholders of this state."

AMENDMENT NO. 5

On page 13, at the beginning of line 5, delete "establish and"

AMENDMENT NO. 6

On page 15, line 25, after "liabilities," delete the remainder of the line

AMENDMENT NO. 7

On page 15, at the beginning of line 26, delete "insurance liabilities" and insert in lieu thereof the following:

"which does not include aviation or those types of insurance liabilities as set forth in R.S. 22:1249.1(C)."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2185—
BY REPRESENTATIVE POWELL
AN ACT

To amend and reenact R.S. 23:1200.1 and to enact R.S. 23:1196.1, relative to group self-insurance funds; to provide with respect to investments by group self-insurance funds; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 2185 by Representative Powell

AMENDMENT NO. 1

On page 2, line 2, after "associations" insert a colon ":" and delete the remainder of the line

AMENDMENT NO. 2

On page 2, at the beginning of line 8, after "which are" delete "direct"

AMENDMENT NO. 3

On page 2, line 15, after "obligations" delete the remainder of the line and line 16 in its entirety and insert in lieu thereof the following:

"having a minimum rating of "A" by Moody's, Standard & Poor's, or Fitch."

AMENDMENT NO. 4

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

"(4) Obligations of the state of Louisiana or its subdivisions having a minimum rating of "A" by Moody's, Standard & Poor's, or Fitch. No more than five percent of the fund's assets may be invested in any one issue."

AMENDMENT NO. 5

On page 3, delete lines 4 through 6 in their entirety and insert in lieu thereof the following:

"(a) The bonds must have a minimum rating of "A" by Moody's, Standard & Poor's, or Fitch."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2256—

BY REPRESENTATIVE COPELIN

AN ACT

To amend and reenact R.S. 27:18, relative to the Louisiana Gaming Control Board; to provide for venue for civil proceedings involving gaming licensees; to provide exceptions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 2256 by Representative Copelin

AMENDMENT NO. 1

On page 1, line 4, after "licensees;" and before "and to" insert "to provide exceptions;"

AMENDMENT NO. 2

On page 1, at the end of line 16, change the period "." to a semicolon ";" and insert "however, when the attorney general or his designee is involved in the litigation, the venue shall be the parish of East Baton Rouge unless the attorney general or his designee consents to a different venue."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2294—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 14:40.1(B), relative to terrorizing; to increase penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

Senate Instruments on Second Reading Returned from the Legislative Bureau

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

SENATE BILL NO. 509—

BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 56:722 and 727, and to repeal Sections 2, 3, 4, 5, 6, 8, 9, 10 and 11 of Act 261 of the 1940 Regular Session of the Legislature, Act 226 of the 1946 Regular Session of the Legislature, Act 462 of the 1960 Regular Session of the Legislature, Section 11 of Act 455 of the 1966 Regular Session of the Legislature, and Act 129 of the 1995 Regular Session of the Legislature, relative to parish game and fish commissions; to provide for composition of parish commissions; to provide for rules and regulations proposed by parish commissions; to provide for promulgation of rules and regulations; to provide for penalties; to abolish the Spanish Lake Game and Fish Commission as a state agency; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported with amendments by the Legislative Bureau.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 509 by Senator Romero

AMENDMENT NO. 1

On page 2, line 20, following "shall" change "only become effective" to "become effective only"

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

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

Under the rules, placed on the regular calendar.

Reconsideration

HOUSE BILL NO. 787—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 17:3351(A)(5) and to enact R.S. 17:3023(C), relative to tuition fees and loan programs for certain students; to provide relative to tuition fees charged to students attending certain law schools; to provide relative to a loan program for such students; to provide for the powers and duties of the Louisiana Student Financial Assistance Commission; and to provide for related matters.

Read by title.

On motion of Rep. Lancaster, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

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. 36—
BY REPRESENTATIVE WINDHORST

A CONCURRENT RESOLUTION

To amend the Department of Public Safety and Corrections, office of state police, video gaming division rules (LAC 42:XI.2405(B)(3), (4), and (5)), which provide for the expiration of video draw poker licenses, to allow for quarterly issuance of video draw poker licenses.

Read by title.

Motion

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Consent Calendar

HOUSE BILL NO. 48—
BY REPRESENTATIVES MURRAY, A. ALEXANDER, AND WELCH
AN ACT

To enact R.S. 15:1204(12), relative to the Louisiana Commission on Law Enforcement and Administration of Criminal Justice; to require the commission to develop and implement a state medal of honor program for law enforcement officers killed in the line of duty; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Murray
Alario	Fruge	Odinet
Alexander, A.—93rd	Gautreaux	Perkins
Alexander, R.—13th	Green	Pierre
Barton	Guillory	Pinac
Baudoin	Hammett	Powell
Bowler	Hebert	Pratt
Bruce	Hill	Quezairé
Carter	Holden	Riddle
Chaisson	Hopkins	Romero
Clarkson	Hudson	Rousselle
Copelin	Hunter	Salter
Crane	Iles	Scalise
Curtis	Johns	Shaw
Damico	Kennard	Smith, J.R.—30th
Daniel	Kenney	Stelly
Déville	Lancaster	Theriot
DeWitt	Landrieu	Thompson
Diez	LeBlanc	Toomy
Dimos	Long	Travis
Doerge	Marionneaux	Triche
Dupré	McCallum	Warner
Durand	McDonald	Weston
Farve	McMains	Wiggins
Fauchoux	Michot	Wilkerson

Flavin	Montgomery	Willard-Lewis
Fontenot	Morrell	Windhorst
Forster	Morrish	Wright

Total—84

NAYS

Total—0

ABSENT

Ansardi	Jenkins	Strain
Baylor	Jetson	Thomas
Brun	Martiny	Thornhill
Bruneau	McCain	Vitter
Donelon	Mitchell	Walsworth
Glover	Schneider	Welch
Heaton	Smith, J.D.—50th	Winston

Total—21

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 475—
BY REPRESENTATIVE PIERRE
AN ACT

To enact R.S. 11:2260(A)(11)(g), relative to the Firefighters' Retirement System; to provide with respect to membership; to authorize the Firemen's Pension and Relief Fund for the city of Lafayette to merge into the statewide Firefighters' Retirement System; and to provide for related matters.

Read by title.

Rep. Pierre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Powell
Alario	Green	Pratt
Alexander, A.—93rd	Guillory	Quezairé
Alexander, R.—13th	Hammett	Riddle
Baudoin	Hebert	Romero
Baylor	Hill	Rousselle
Bowler	Holden	Salter
Bruce	Hopkins	Scalise
Brun	Hudson	Schneider
Bruneau	Hunter	Shaw
Carter	Iles	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
Déville	Long	Travis
DeWitt	McCain	Triche
Diez	McCallum	Vitter
Dimos	McDonald	Walsworth
Doerge	McMains	Warner
Donelon	Michot	Welch

Dupre	Montgomery	Weston
Durand	Morrell	Wiggins
Farve	Morrish	Wilkerson
Faucheux	Murray	Willard-Lewis
Flavin	Odinet	Windhorst
Fontenot	Perkins	Winston
Forster	Pierre	Wright
Frith	Pinac	
Total—95		

NAYS

Total—0

ABSENT

Ansardi	Heaton	Mitchell
Barton	Jenkins	Smith, J.D.—50th
Gautreaux	Marionneaux	
Glover	Martiny	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 628—
BY REPRESENTATIVE STELLY
AN ACT

To amend and reenact R.S. 11:2225(A)(2)(a) and (6), relative to the Municipal Police Employees' Retirement System; to provide with respect to the composition of the board of trustees; to further provide for terms of certain members of the board of trustees and the quorum requirements thereof; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Perkins
Alario	Fruge	Pinac
Alexander, A.—93rd	Gautreaux	Powell
Alexander, R.—13th	Green	Pratt
Barton	Guillory	Quezaire
Baudoin	Hammitt	Riddle
Baylor	Hebert	Rousselle
Bowler	Hill	Salter
Bruce	Holden	Scalise
Brun	Hopkins	Schneider
Bruneau	Hudson	Shaw
Carter	Hunter	Smith, J.R.—30th
Chaisson	Iles	Stelly
Clarkson	Jetson	Strain
Copelin	Johns	Theriot
Crane	Kennard	Thomas
Curtis	Kenney	Thompson
Damico	Lancaster	Thornhill
Daniel	Landrieu	Toomy
Deville	LeBlanc	Travis
DeWitt	Long	Triche

Diez	Marionneaux	Vitter
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
Fontenot	Murray	Wright
Forster	Odinet	
Total—95		

NAYS

Total—0

ABSENT

Ansardi	Martiny	Smith, J.D.—50th
Glover	Mitchell	Walsworth
Heaton	Pierre	
Jenkins	Romero	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Regular Calendar

HOUSE BILL NO. 987—
BY REPRESENTATIVES HEBERT AND GREEN
AN ACT

To enact R.S. 46:1073(D) and (E), relative to marketing strategies and strategic plans of hospital service districts; to provide for the continued confidentiality of marketing strategies and strategic plans after such strategy or plan is complete and when it is presented to a state agency or subdivision of the state; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dupre to Engrossed House Bill No. 987 by Representatives Hebert and Green

AMENDMENT NO. 1

On page 1, line 2, after "enact" change "R.S. 46:1073(D) and (E)," to "R.S. 46:1073(D), (E), (F), and (G),"

AMENDMENT NO. 2

On page 1, line 6, after "state;" and before "and to" insert "to provide that certain records shall not be confidential;"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." change " R.S. 46:1073(D) and (E)" to "R.S. 46:1073(D), (E), (F), and (G)"

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AMENDMENT NO. 4

On page 1, between lines 11 and 12, insert the following:

"D. Notwithstanding the provisions of R.S. 44:1 et seq., the employment of consultants, architects, or engineers in the development of marketing strategies or strategic plans and any reports, information, and recommendations received from such consultants, architects, or engineers shall be confidential but only until plans and strategies are fully implemented and operational.

E. Once a hospital service district begins implementation of marketing strategies and strategic plans, budgets and financial records of public money spent in such implementation shall be public records under the provisions of R.S. 44:1 et seq. and shall not be confidential."

AMENDMENT NO. 5

On page 1, at the beginning of line 12, change "D." to "F."

AMENDMENT NO. 6

On page 1, at the end of line 14, insert a comma "," and insert "except as otherwise provided by this Section."

AMENDMENT NO. 7

On page 2, at the beginning of line 1, change "E." to "G."

Rep. Dupre moved the adoption of the amendments.

Rep. Hebert objected.

By a vote of 50 yeas and 42 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for the amendments, including Alario, Alexander, Ansardi, Baudoin, Bruce, Brun, Carter, Chaisson, Clarkson, Copelin, Curtis, Damico, Deville, Diez, Dupre, Durand, Flavin, Fontenot, Forster, Frith, Fruge, Gautreaux, Green, Guillory, Heaton, Hebert, Hill, Hopkins, Johns, Kennard, Kenney, Long, Marionneaux, Martiny, McCain, McCallum, McMains, Michot, Montgomery, Morrell, Morrish, Odinet, Pinac, Pratt, Quezaire, Riddle, Romero, Rousselle, Scalise, Shaw, Smith, Strain, Theriot, Thomas, Thompson, Thornhill, Toomy, Travis, Triche, Walsworth, Warner, Welch, Wiggins, Windhorst, Winston, and Wright.

NAYS

Table listing names of representatives who voted 'NAYS' for the amendments, including Mr. Speaker, Alexander, Barton, Baylor, Bowler, Bruneau, Crane, Daniel, Dimos, Doerge, Donelon, Farve, Hammett, Holden, Lancaster, Landrieu, LeBlanc, McDonald, Murray, Perkins, Pierre, Powell, Salter, Vitter, Weston, Wilkerson, and Willard-Lewis.

ABSENT

Table listing names of representatives who were absent, including DeWitt, Faucheux, Glover, Hudson, Hunter, Iles, Jenkins, Jetson, Mitchell, Schneider, and Smith.

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1044

BY REPRESENTATIVES R. ALEXANDER, DEWITT, AND DURAND AN ACT

To amend and reenact R.S. 28:200 and 206(A) and (B), relative to community mental health services; to provide for the establishment and administration of a community-based system of care; to provide for a continuum of care for emotionally and behaviorally disturbed children and adults; and to provide for related matters.

Read by title.

Rep. Rodney Alexander moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for House Bill No. 1044, including Mr. Speaker, Alario, Alexander, Barton, Baudoin, Baylor, Bowler, Bruce, Brun, Bruneau, Carter, Chaisson, Clarkson, Copelin, Crane, Curtis, Damico, Daniel, Deville, DeWitt, Diez, Fruge, Green, Guillory, Hammett, Hebert, Hill, Holden, Hopkins, Hunter, Iles, Jetson, Johns, Kennard, Kenney, Lancaster, Landrieu, LeBlanc, Long, Marionneaux, McCain, McCallum, Pratt, Quezaire, Riddle, Romero, Rousselle, Salter, Scalise, Schneider, Shaw, Smith, Stelly, Strain, Theriot, Thomas, Thompson, Thornhill, Toomy, Travis, Triche, Vitter, and Walsworth.

Dimos	McDonald	Warner
Doerge	McMains	Welch
Donelon	Michot	Weston
Dupre	Montgomery	Wiggins
Durand	Morrell	Wilkerson
Farve	Morrish	Willard-Lewis
Faucheux	Murray	Windhorst
Flavin	Odinet	Winston
Fontenot	Pierre	Wright
Forster	Pinac	
Frith	Powell	
Total—94		
	NAYS	
Total—0		
	ABSENT	
Alexander, A.—93rd	Heaton	Mitchell
Ansardi	Hudson	Perkins
Gautreaux	Jenkins	Smith, J.D.—50th
Glover	Martiny	
Total—11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1046—
BY REPRESENTATIVES R. ALEXANDER, DEWITT, AND DURAND
AN ACT

To amend and reenact R.S. 28:426 and to enact R.S. 40:2009.6(B)(5), relative to licenses issued by the Department of Health and Hospitals; to authorize the department to revoke the license of a provider of mental retardation and developmental disabilities services, residential living options, or both, who fails to timely report or pay any fee or who becomes delinquent in the payment of any fee owed to the department; to authorize revocation or denial of renewal of a nursing home license for the failure to timely report or pay any fee or delinquency in payment of any fee owed to the department; to specify that such fees include provider fees imposed by law; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1048—
BY REPRESENTATIVES R. ALEXANDER, DEWITT, DURAND, GAUTREAU, JOHNS, RIDDLE, THOMPSON, THORNHILL, AND VITTER
AND SENATOR ROBICHAUX
AN ACT

To enact R.S. 36:254(D)(2) and (3), relative to the powers and duties of the secretary of the Department of Health and Hospitals; to provide for powers and duties of the secretary relative to the Medical Assistance Program; and to provide for related matters.

Read by title.

Rep. Rodney Alexander moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Fruge	Pinac
Alexander, R.—13th	Green	Powell
Ansardi	Guillory	Pratt
Barton	Hammett	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jetson	Shaw
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	Montgomery	Weston
Farve	Morrell	Wiggins
Faucheux	Morrish	Wilkerson
Flavin	Murray	Windhorst
Fontenot	Odinet	Winston
Forster	Perkins	Wright
Total—96		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Heaton	Mitchell
Gautreaux	Hudson	Smith, J.D.—50th
Glover	Jenkins	Willard-Lewis
Total—9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1059—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 22:674, relative to health and accident insurance; to require notice of health insurance payments; to provide that the notice be forwarded to the insureds, insurers, or dependents; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Engrossed House Bill No. 1059 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 4 after "dependents" insert "to provide for sanctions for the failure to comply;"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Engrossed House Bill No. 1059 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 4 delete "insureds," and inert in lieu thereof "patient, policyholder, or insured;"

AMENDMENT NO. 2

On page 1, line 4, delete "insurers, or dependents;"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Engrossed House Bill No. 1059 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 13, after "ten" and before "days" insert "working"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Thornhill to Engrossed House Bill No. 1059 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 15 after "B." insert "(1)"

AMENDMENT NO. 2

On page 2, at the end of line 2, add "(2) Nothing in this Section shall affect the right of subrogation by the insurer."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Engrossed House Bill No. 1059 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 15, change "notice" to "payment"

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

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	Pratt
Ansardi	Guillory	Quezaire
Barton	Hammett	Riddle
Baudoin	Hebert	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jetson	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Copelin	Kenney	Theriot
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
Farve	Morrell	Willard-Lewis
Faucheux	Morrish	Windhorst
Flavin	Murray	Winston
Forster	Odinot	Wright
Total—96		

NAYS

Fontenot	Powell
Total—2	

ABSENT

Glover	Jenkins	Thomas
Heaton	Mitchell	
Hill	Smith, J.D.—50th	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1077—
 BY REPRESENTATIVES RIDDLE, DEWITT, DURAND, AND JOHNS
 AN ACT

To amend and reenact R.S. 40:2013, relative to the Department of Health and Hospitals; to designate the Department of Health and Hospitals as the agency responsible for carrying out the purposes of the Alcohol, Drug Abuse and Mental Health Administration Reorganization Act; and to provide for related matters.

Read by title.

Rep. Riddle moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Gautreaux	Pierre
Alexander, A.—93rd	Glover	Pinac
Alexander, R.—13th	Green	Powell
Ansardi	Guillory	Pratt
Barton	Hammatt	Quezairre
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Theriot
Crane	Kenney	Thompson
Curtis	Lancaster	Thornhill
Damico	Landrieu	Toomy
Daniel	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	Mitchell	Willard-Lewis
Faucheux	Montgomery	Windhorst
Flavin	Morrell	Winston
Fontenot	Morrish	Wright
Forster	Murray	
Frith	Odinet	
Total—100		

NAYS

Total—0

ABSENT

Heaton	Smith, J.D.—50th	Thomas
Jenkins	Strain	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1108—
 BY REPRESENTATIVES R. ALEXANDER, DEWITT, AND GAUTREAU
 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.

Motion

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

HOUSE BILL NO. 1428—
 BY REPRESENTATIVE SHAW, CURTIS, DOERGE, KENNEY, AND
 MCDONALD
 AN ACT

To enact Chapter 20-A-1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3041.10 through 3041.15, relative to a tuition payment program for certain medical school students; to provide program guidelines and for program administration, eligibility, applications, and definitions; to provide relative to contracts and cancellation of contracts; to provide for implementation; to provide for the adoption of program rules and regulations; and to provide for related matters.

Read by title.

Rep. Shaw moved the final passage of the bill.

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	Hammett	Riddle
Baudoin	Heaton	Romero
Baylor	Hebert	Rousselle
Bowler	Hill	Salter
Bruce	Holden	Scalise
Brun	Hopkins	Schneider
Bruneau	Hudson	Shaw
Carter	Hunter	Smith, J.R.—30th
Chaisson	Iles	Stelly
Clarkson	Jetson	Strain
Copelin	Johns	Theriot
Crane	Kennard	Thomas
Curtis	Kenney	Thompson
Damico	Lancaster	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

Jenkins	Mitchell
Landrieu	Smith, J.D.—50th
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1490—

BY REPRESENTATIVES DEVILLE, DEWITT, AND DURAND
AN ACT

To amend and reenact R.S. 40:1232(A)(3) and to enact R.S. 36:259(M), relative to emergency medical services; to provide that the Department of Health and Hospitals shall promulgate rules and regulations to establish a list of medical and safety equipment required to be carried by all ambulances; to establish and provide relative to an advisory committee to be known as the Ambulance Standards Committee; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Deville to Engrossed House Bill No. 1490 by Representative Deville, et al.

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 40:1232(A)(3) and to enact" to "R.S. 40:1232(A)(3) and (4) and to enact R.S. 40:1232(A)(5) and"

AMENDMENT NO. 2

On page 1, line 10, change "R.S. 40:1232(A)(3)" to "R.S. 40:1232(A)(3) and (4)"

AMENDMENT NO. 3

On page 1, line 10, after the word "reenacted" and before the words "to read" insert "and R.S. 40:1232(A)(5) is hereby enacted"

AMENDMENT NO. 4

On page 2, between lines 7 and 8, insert the following:

"(b) After its initial establishment, the list shall be subject to review after four years and at any time thereafter. The list shall not be changed more often than once every four years."

AMENDMENT NO. 5

On page 2, at the beginning of line 8, change "(b)" to "(4)"

AMENDMENT NO. 6

On page 2, line 11, after the words "composed of" delete the remainder of line 11, and delete lines 12 through 16, both inclusive, in their entirety and insert in lieu thereof the following:

"the following members and such additional members as the assistant secretary of the office of public health may appoint:

(a) The medical director of the Department of Health and Hospitals.

(b) The director of the bureau of emergency medical services of the Department of Health and Hospitals.

(c) A representative of the health standards section of the Department of Health and Hospitals.

(d) One representative, appointed by the assistant secretary of the office of public health, from each of the following:"

AMENDMENT NO. 7

On page 2, delete lines 25 and 26, in their entirety, and on page 3, delete lines 1 through 8, both inclusive, in their entirety, and insert in lieu thereof the following:

"(viii) The Governor's Emergency Medical Services for Children Advisory Council.

(ix) Municipal third service ambulance providers.

(x) Rural ambulance providers.

(xi) Private sector ambulance providers.

(xii) Fire service-based ambulance providers.

(xiii) Hospital-based emergency medical services providers.

(4)(5) Nothing herein shall prohibit the transportation of an injured or ill person in an ambulance or industrial ambulance staffed by persons with less than the required qualifications in an emergency situation where there is no reasonable expectation of the prompt response by an ambulance staffed by persons with the required qualifications."

AMENDMENT NO. 8

On page 3, line 16, change "(R.S. 40:1232(A)(3))" to "(R.S. 40:1232(A)(3) and (4))"

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

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

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	Quezaire
Ansardi	Hammett	Riddle
Barton	Heaton	Romero
Baudoin	Hebert	Rousselle
Baylor	Hill	Salter
Bowler	Holden	Scalise
Bruce	Hopkins	Schneider
Brun	Hudson	Shaw
Bruneau	Hunter	Smith, J.R.—30th
Carter	Iles	Stelly
Chaisson	Jetson	Strain
Clarkson	Johns	Theriot
Copelin	Kennard	Thomas
Crane	Kenney	Thompson
Curtis	Lancaster	Thornhill
Damico	Landrieu	Toomy
Daniel	LeBlanc	Travis
Deville	Long	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	Odinet	Wright
Frith	Perkins	
Fruge	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Farve	Marionneaux	Smith, J.D.—50th
Jenkins	Mitchell	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1493—

BY REPRESENTATIVES SHAW, DEWITT, AND DURAND
AN ACT

To amend and reenact R.S. 28:21, relative to state mental health institutions; to authorize the assistant secretary of the office of mental health of the Department of Health and Hospitals to reorganize and consolidate the administration of state mental health institutions to comply with the State Mental Health Plan; to provide for the authority of the assistant secretary to establish community cottages; and to provide for related matters.

Read by title.

Rep. Shaw moved the final passage of the bill.

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	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
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
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright
Fruge	Perkins	
Total—101		

NAYS

Total—0

ABSENT

DeWitt	Jenkins
Hammett	Smith, J.D.—50th
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Speaker Pro Tempore Bruneau in the Chair

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, AND WINSTON

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Downer to Engrossed House Bill No. 1564 by Representative Downer, et al.

AMENDMENT NO. 1

On page 2, delete line 25, and insert "legislature, or of either house or any committee or other entity thereof."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	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	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
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Frith	Odinet	Wright
Fruge	Perkins	
Gautreaux	Pierre	
Total—97		

NAYS

Total—0

ABSENT

Alexander, R.—13th	Glover	Smith, J.D.—50th
Curtis	Jenkins	Welch
Forster	Mitchell	
Total—8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

SENATE BILLS

April 18, 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 Bills:

Senate Bill Nos. 587, 597, 834, 993, 1365, and 1395

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 the bills contained in the message at this time.

Senate Bills and Joint Resolutions on First Reading

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

SENATE BILL NO. 587—

BY SENATORS HAINKEL, DARDENNE, EWING, BAGNERIS AND SCHEDLER

AN ACT

To enact R.S. 46:236.10, relative to child support; to create an administrative process for handling paternity and child support cases; to provide relative to the Department of Social Services; to provide procedures; to provide for appeals; to provide relative to subpoena authority; to authorize certain seizures; and to provide for related matters.

Read by title.

SENATE BILL NO. 597—

BY SENATORS HAINKEL, DARDENNE, EWING, BAGNERIS AND SCHEDLER

AN ACT

To amend and reenact R.S. 46:236.3, relative to enforcement of support obligations by income assignment; to define and redefine terms; to provide procedures for income assignment pursuant to administrative or court order and for implementation thereof; and to provide for related matters.

Read by title.

SENATE BILL NO. 834—

BY SENATORS HAINKEL, DARDENNE AND EWING

AN ACT

To amend and reenact R.S. 38:2290(B), relative to closed specifications of products used in the construction of public buildings; to permit the use of closed specifications where a person has the right to exclusive distribution of the product in certain limited circumstances; and to provide for related matters.

Read by title.

SENATE BILL NO. 993—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 23:1291(B)(8) and (C)(1), relative to the administration of claims; to provide with respect to the office of worker's compensation; to provide for the creation, powers, and duties of the office of worker's compensation administration; and to provide for related matters.

Read by title.

SENATE BILL NO. 1365—

BY SENATOR IRONS

AN ACT

To enact R.S. 9:5625(G), relative to periods of prescription; to prohibit the running of prescriptive periods for historical preservation and landmark property or areas relative to zoning violations; to provide for exceptions; and to provide for related matters.

Read by title.

SENATE BILL NO. 1395—

BY SENATORS CAIN, BARHAM, BRANCH, CASANOVA, GREENE, HAINKEL, JORDAN, SCHEDLER AND SMITH AND REPRESENTATIVES DEWITT, KENNARD, MONTGOMERY, ODINET AND WINDHORST

AN ACT

To amend and reenact Children's Code Art. 622, relative to children; to provide with respect to placement of child in need of care cases; to establish a preference of placement; and to provide for related matters.

Read by title.

Introduction of House Bills and Joint Resolutions

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

HOUSE BILL NO. 2325—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact Code of Criminal Procedure Art. 881.1(B), (C), and (D) and R.S. 46:1844(A)(2), (C)(2), (H), (K)(2)(a) and (3)(b), (M)(1), and (Y) and to enact Code of Criminal Procedure Art. 881.1(E), relative to a motion to reconsider sentence and crime victims; to provide for new grounds for a motion to reconsider sentence; to provide for rights of victims; and to provide for related matters.

Read by title.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Agriculture

April 18, 1997

To the Speaker and Members of the House of Representatives:

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

House Bill No. 1305, by Thompson
Reported with amendments. (14-0) (Regular)

House Bill No. 1306, by Thompson
Reported favorably. (14-0) (Regular)

House Bill No. 1330, by Thompson
Reported with amendments. (15-0) (Regular)

House Bill No. 1349, by McCallum
Reported with amendments. (15-0) (Regular)

House Bill No. 1352, by Montgomery
Reported favorably. (14-0) (Regular)

House Bill No. 1446, by DeWitt
Reported with amendments. (14-0) (Regular)

House Bill No. 1833, by Thompson
Reported with amendments. (15-0) (Regular)

Senate Bill No. 1392, by Short
Reported favorably. (15-0) (Regular)

R. H. STRAIN
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Report of the Committee on Education

April 18, 1997

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on April 17, 1997, I am directed by your Committee on Education to submit the following report:

House Resolution No. 11, by Forster
Reported favorably. (11-0)

House Concurrent Resolution No. 19, by Warner
Reported favorably. (11-0)

House Concurrent Resolution No. 26, by Kennard
Reported favorably. (11-0)

House Concurrent Resolution No. 55, by Welch
Reported favorably. (11-0)

House Concurrent Resolution No. 58, by Downer
Reported favorably. (11-0)

House Concurrent Resolution No. 59, by Downer
Reported favorably. (11-0)

House Concurrent Resolution No. 60, by Downer
Reported favorably. (11-0)

House Concurrent Resolution No. 65, by Shaw
Reported favorably. (11-0)

House Concurrent Resolution No. 72, by Farve
Reported favorably. (11-0)

House Bill No. 191, by Frith
Reported without action with the recommendation to recommit the bill to the Committee on Appropriations. (9-0)

House Bill No. 649, by Hammett
Reported favorably. (14-0) (Regular)

House Bill No. 741, by Frith
Reported favorably. (9-0) (Regular)

House Bill No. 1427, by Shaw
Reported with amendments. (10-0) (Regular)

House Bill No. 1547, by Thornhill
Reported favorably. (11-0) (Regular)

House Bill No. 1733, by Farve
Reported favorably. (10-0) (Regular)

House Bill No. 1734, by Farve
Reported favorably. (10-0) (Regular)

House Bill No. 1752, by Salter
Reported favorably. (12-0) (Regular)

House Bill No. 1827, by Salter
Reported favorably. (12-0) (Regular)

House Bill No. 1905, by Weston
Reported favorably. (14-0) (Regular)

House Bill No. 2065, by Downer
Reported with amendments. (11-0) (Regular)

ROY BRUN
Chairman

Report of the Committee on Judiciary

April 18, 1997

To the Speaker and Members of the House of Representatives:

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

House Bill No. 73, by Bruneau
Reported with amendments. (8-0-1) (Regular)

House Bill No. 94, by Fauchaux
Reported favorably. (6-0-1) (Regular)

House Bill No. 102, by Stelly
Reported favorably. (6-0-1) (Regular)

House Bill No. 320, by Stelly
Reported favorably. (6-0-1) (Regular)

House Bill No. 339, by Thornhill
Reported favorably. (6-0-1) (Regular)

House Bill No. 351, by Crane
Reported with amendments. (6-0-1) (Regular)

House Bill No. 441, by Fauchaux
Reported favorably. (6-0-1) (Regular)

House Bill No. 623, by Fauchaux
Reported favorably. (6-0-1) (Regular)

House Bill No. 638, by Bruneau
Reported favorably. (8-0-1) (Regular)

House Bill No. 890, by Thornhill
Reported favorably. (6-0-1) (Regular)

House Bill No. 891, by Thornhill
Reported favorably. (6-0-1) (Regular)

House Bill No. 972, by Bruneau
Reported favorably. (7-0-1) (Regular)

House Bill No. 1310, by Brun
Reported favorably. (6-0-1) (Regular)

House Bill No. 1324, by Thompson
Reported with amendments. (6-0-1) (Regular)

House Bill No. 1367, by Curtis
Reported favorably. (6-0-1) (Regular)

House Bill No. 2104, by DeWitt
Reported favorably. (6-0-1) (Regular)

House Bill No. 2169, by Scalise
Reported favorably. (6-0-1) (Regular)

House Bill No. 2268, by Brun
Reported favorably. (6-0-1) (Regular)

House Bill No. 2272, by R. Alexander
Reported favorably. (6-0-1) (Regular)

House Bill No. 2283, by Stelly
Reported favorably. (6-0-1) (Regular)

JOSEPH F. TOOMY
Chairman

Report of the Committee on Labor and Industrial Relations

April 18, 1997

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

House Bill No. 1185, by Murray
Reported with amendments. (10-2-1) (Regular)

House Bill No. 1283, by Forster
Reported favorably. (12-0) (Regular)

House Bill No. 1452, by Forster
Reported favorably. (12-0) (Regular)

House Bill No. 1603, by Forster
Reported favorably. (13-0) (Regular)

GAREY FORSTER
Chairman

Report of the Committee on Municipal, Parochial and Cultural Affairs

April 18, 1997

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Municipal, Parochial and Cultural Affairs to submit the following report:

House Concurrent Resolution No. 112, by Gautreaux
Reported favorably. (8-0)

House Bill No. 117, by Alario
Reported favorably. (7-0) (Regular)

House Bill No. 135, by McCallum
Reported favorably. (8-0) (Regular)

House Bill No. 300, by Barton
Reported favorably. (7-0) (Regular)

House Bill No. 633, by Alario
Reported favorably. (8-0) (Regular)

House Bill No. 666, by Wright
Reported favorably. (10-0) (Regular)

House Bill No. 714, by Brun
Reported with amendments. (8-0) (Regular)

House Bill No. 809, by Weston
Reported favorably. (9-0) (Regular)

House Bill No. 1086, by Weston
Reported with amendments. (9-0) (Regular)

House Bill No. 1235, by Murray
Reported with amendments. (9-0) (Regular)

House Bill No. 1337, by Ansardi
Reported favorably. (9-0) (Regular)

House Bill No. 1361, by Triche
Reported favorably. (9-0) (Regular)

House Bill No. 2199, by Landrieu
Reported favorably. (9-0) (Regular)

SHARON WESTON
Chairman

Report of the Committee on Retirement

April 18, 1997

To the Speaker and Members of the House of Representatives:

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

House Bill No. 123, by Daniel
Reported with amendments. (10-0) (Regular)

House Bill No. 263, by Brun
Reported favorably. (11-0) (Consent)

House Bill No. 963, by Wilkerson
Reported with amendments. (10-0) (Regular)

House Bill No. 1400, by Bruneau
Reported favorably. (11-0) (Regular)

House Bill No. 1433, by Stelly
Reported favorably. (10-0) (Regular)

House Bill No. 1553, by Daniel
Reported favorably. (10-0) (Consent)

VICTOR T. STELLY
Chairman

House and House Concurrent Resolutions

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

Motion

On motion of Rep. Lancaster, the Committee on House and Governmental Affairs was discharged from further consideration of House Resolution No. 16.

HOUSE RESOLUTION NO. 16—
BY REPRESENTATIVE TRAVIS

A RESOLUTION

To adopt House Rule 4.10 of the Rules of Order of the House of Representatives to require a majority vote of the elected members of the House of Representatives to approve certain actions.

Read by title.

Motion

On motion of Rep. Lancaster, the resolution was withdrawn from the files of the House.

Privileged Report of the Committee on Enrollment

April 18, 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. 6—
BY REPRESENTATIVES FAUCHEUX AND POWELL
A RESOLUTION

To create a committee to evaluate and recommend potential sites for a state park in St. John the Baptist Parish and Tangipahoa Parish and to urge and request the office of state parks to study the feasibility of establishing a park at sites recommended by the committee and to report its findings to the legislature.

HOUSE RESOLUTION NO. 23—
BY REPRESENTATIVES DAMICO AND DOWNER
A RESOLUTION

To commend and congratulate the West Jefferson Medical Center for earning the prestigious honor of being named one of the top one hundred hospitals in the nation in the "Benchmark for Success" study which was conducted by the Health Care Information Association, Inc.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

April 18, 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. 106—
BY REPRESENTATIVE ALARIO
A CONCURRENT RESOLUTION

To commend and congratulate Mr. Wylie J. Harvey of the office of state parks within the Department of Culture, Recreation and Tourism upon his retirement after thirty-three years of distinguished service to the state of Louisiana, and to wish him continued success in all of his future endeavors.

HOUSE CONCURRENT RESOLUTION NO. 110—
BY REPRESENTATIVE MCCALLUM
A CONCURRENT RESOLUTION

To commend and congratulate the First Baptist Church on its sesquicentennial anniversary, and to wish them continued success in their future spiritual endeavors.

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.

Leave of Absence

Rep. Jack Smith - 1 day

Adjournment

On motion of Rep. Stelly, at 12:30 P.M., the House agreed to adjourn until Monday, April 21, 1997, at 1:30 P.M.

The Speaker of the House declared the House adjourned until 1:30 P.M., Monday, April 21, 1997.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, *Emeritus*