The House of Representatives was called to order at 1:30 P.M., by the Honorable H. B. "Hunt" Downer, Jr., Speaker of the House of Representatives.

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

**PRESENT**

Mr. Speaker         Gautreaux         Pierre
Alario              Glover           Pinac
Alexander, A.—93rd Green Prath
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.D.—50th
Carter              Iles             Smith, J.R.—30th
Chaisson            Jetson           Strain
Clarkson            Johns            Theriot
Copelin             Kennard          Thomas
Crane               Kenney           Thompson
Curtis              Lancaster        Thornhill
Damico             Landrieu        Toomy
Daniel              LeBlanc         Travey
Deville             Long             Triche
DeWitt              Marionneaux     Vitter
Diez                Martiny         Waldrup
Dimos               McCain          Warner
Doerge              McCullum        Welch
Donelon             McDonald        Weston
Dupre               McMains         Wiggins
Durand              Michot
Farve               Mitchell

**ABSENT**

Jenkins

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

Prayer

Prayer was offered by Rep. Kenney.

Pledge of Allegiance

Rep. Willard-Lewis 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. Dimos, the reading of the Journal was dispensed with.

On motion of Rep. Dimos, the Journal of April 21, 1997, was adopted.

Privileged Report of the Legislative Bureau

April 21, 1997

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 1392
Reported without amendments.

Respectfully submitted,

JIMMY N. DIMOS
Chairman

Petitions, Memorials and Communications

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

Message from the Senate

SENATE BILLS

April 22, 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. 892, 901, 921, 1074, and 1161

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate
Suspension of the Rules

On motion of Rep. LeBlanc, 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. 892—
BY SENATOR JORDAN
AN ACT
To amend and reenact R.S. 9:1891(A), relative to a class trust; to authorize the creation of class trusts in favor of some or all of a persons direct or collateral descendants; and to provide for related matters.

Read by title.

SENATE BILL NO. 901—
BY SENATOR JORDAN
AN ACT
To amend and reenact R.S. 9:3259.1(D) and (E) and to enact R.S. 9:3259.1(B)(8), relative to lessors' rights; to provide for a lien and privilege to lessors for unpaid rent, certain expenses, and the costs of the removal of abandoned or destroyed mobile homes or manufactured housing; and to provide for related matters.

Read by title.

SENATE BILL NO. 921—
BY SENATOR ROMERO
AN ACT
To amend and reenact Code of Civil Procedure Article 1732, relative to civil jury trials; to repeal the prohibition against jury trials in suits on admiralty or general maritime claims in state court; and to provide for related matters.

Read by title.

SENATE BILL NO. 1074—
BY SENATORS ELLINGTON AND SHORT
AN ACT
To amend and reenact R.S. 14:102.1(B) and to enact R.S. 3:2093(9) and R.S. 14:102(7) through (9), relative to animals; to prohibit tampering with livestock; to require the Louisiana State Livestock Sanitary Board to adopt rules to monitor compliance; to define terms; to provide penalties; and to provide for related matters.

Read by title.

SENATE BILL NO. 1161—
BY SENATOR DARDENNE
AN ACT
To amend and reenact R.S. 30:2419, relative to scrap metal recycling; to prohibit the knowing and intentional delivery of certain scrap to a scrap metal collection and recycling facility; to require persons delivering scrap to these facilities to certify that certain prohibited materials have been removed; and to provide for related matters.

Read by title.

Introduction of Resolutions, House and House Concurrent

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

HOUSE CONCURRENT RESOLUTION NO. 131—
BY REPRESENTATIVES ALARIO AND LEBLANC
A CONCURRENT RESOLUTION
To adopt the remaining four years of the five-year capital outlay program.

Read by title.

Lies over under the rules.

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. 1408—
BY REPRESENTATIVE KENNARD
AN ACT
To amend and reenact R.S. 16:51(A)(19), relative to assistant district attorneys; to provide for additional assistant district attorneys for the Nineteenth Judicial District; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2334—
BY REPRESENTATIVES KENNEY AND MCCALLUM
AN ACT
To amend and reenact R.S. 13:312(2) and 312.1(B), relative to courts of appeal; to provide election sections for the election of judges to the second district of the Court of Appeal for the Second Circuit; to provide for the assignment of judges to election sections; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2335—
BY REPRESENTATIVE GREEN
AN ACT
To enact R.S. 9:196, relative to the care of minor children; to authorize a natural tutor to act on behalf of a minor in matters involving less than seven thousand five hundred dollars without qualifying for the office of tutor; 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 Environment
April 22, 1997

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Environment to submit the following report:
House Bill No. 383, by Holden
Reported with amendments. (11-1) (Regular)

House Bill No. 1817, by Holden
Reported favorably. (12-0) (Regular)

House Bill No. 1844, by Holden
Reported favorably. (12-0) (Regular)

House Bill No. 1874, by Perkins
Reported with amendments. (12-0) (Regular)

N. J. DAMICO
Chairman

Report of the Committee on Commerce
April 22, 1997

To the Speaker and Members of the House of Representatives:

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

House Bill No. 149, by Rousselle
Reported with amendments. (7-0) (Regular)

House Bill No. 372, by Morrell
Reported favorably. (13-0) (Regular)

House Bill No. 469, by Green
Reported favorably. (11-0) (Regular)

House Bill No. 481, by Doerge
Reported with amendments. (9-0) (Regular)

House Bill No. 502, by Weston
Reported favorably. (11-0) (Regular)

House Bill No. 1602, by Donelon
Reported with amendments. (11-0) (Regular)

House Bill No. 1607, by Green
Reported favorably. (10-0) (Regular)

House Bill No. 1724, by Wiggins
Reported favorably. (11-0) (Regular)

House Bill No. 2108, by Donelon
Reported favorably. (10-0) (Regular)

House Bill No. 2262, by Willard-Lewis
Reported with amendments. (8-0) (Regular)

House Bill No. 2298, by Pinac
Reported with amendments. (9-0) (Regular)

JOHN D. TRAVIS
Chairman

House and House Concurrent Resolutions

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

HOUSE RESOLUTION NO. 25—
BY REPRESENTATIVE FAUCHEUX
A RESOLUTION
To direct the Department of Transportation and Development to directly involve the members of the Joint Committee on Prioritization of Highway Projects in the final selection of projects included in the highway priority program.

Read by title.

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

HOUSE RESOLUTION NO. 26—
BY REPRESENTATIVE FAUCHEUX
A RESOLUTION
To direct the Department of Transportation and Development to prepare and present a list of qualified engineering consultants to the Joint Committee on Transportation, Highways and Public Works for final choice of consultant when such consultants are required for projects.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 124—
BY REPRESENTATIVES WINDHORST AND CLARKSON
A CONCURRENT RESOLUTION
To amend the initial paragraph of LAC 70:1.503 of the rules of the Department of Transportation and Development to redesignate the transit lanes of the Crescent City Connection Bridge in New Orleans.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 127—
BY REPRESENTATIVE WINDHORST
A CONCURRENT RESOLUTION
To memorialize the Louisiana delegation to the United States Congress to seek and provide exemptions and waivers from federal requirements for lead paint removal in order to minimize the cost of repainting the Crescent City Connection Bridge in New Orleans.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 129—
BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION
To direct the Department of Transportation and Development to directly involve the members of the Joint Committee on Prioritization of Highway Projects in the final selection of projects included in the highway priority program.

Read by title.

Under the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works.
HOUSE CONCURRENT RESOLUTION NO. 130—
BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION
To direct the Department of Transportation and Development to prepare and present a list of qualified engineering consultants to the Joint Committee on Transportation, Highways and Public Works for final choice of consultant when such consultants are required for projects.

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. 15—
BY SENATOR GREENE
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to coordinate a statewide system of providing braille books to visually impaired students by tracking the braille books already available and supplying funding for those books which are needed.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 41—
BY SENATOR THEUNISSEN
A CONCURRENT RESOLUTION
To designate September as "American Alligator Resource Month".

Read by title.

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

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. 1013—
BY REPRESENTATIVE WINSTON
AN ACT
To repeal R.S. 33:1967.3 and 1972(E), relative to certain fire protection districts in St. Tammany Parish; to repeal provisions relative to operation of firefighting equipment and the supervision and structure of such departments.

Read by title.

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

HOUSE BILL NO. 1014—
BY REPRESENTATIVE HOLDEN
AN ACT
To enact R.S. 11:430, relative to the Louisiana State Employees' Retirement System; to provide with respect to expense allowances, average compensation, and the calculation of benefits; 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.

HOUSE BILL NO. 1015—
BY REPRESENTATIVE ILES
AN ACT
To amend and reenact R.S. 11:430, relative to the Louisiana State Employees' Retirement System; to provide with respect to expense allowances, average compensation, and the calculation of benefits; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 1016—
BY REPRESENTATIVE MURRAY
AN ACT
To amend and reenact R.S. 11:558(D), relative to the Louisiana State Employees' Retirement System; to provide with respect to expense allowances, average compensation, and the calculation of benefits; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 1407—
BY REPRESENTATIVE HOPKINS
AN ACT
To amend and reenact R.S. 13:621.1, relative to district judges; to provide for an additional judgeship for the First Judicial District Court; to provide for compensation of the additional judge; to provide for the election and term of office and those of the successors in office; 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. 1655—
BY REPRESENTATIVE KENNEY
AN ACT
To amend and reenact R.S. 33:9102(B) and to enact Part V of Chapter 31 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9131.5, relative to the Franklin Parish Communications District; to provide relative to the purposes of the district; to provide relative to enhancement of emergency telecommunications service; to provide relative to the service charges collected by the district including provisions relative to use of the proceeds from such charges, the rate of such charges, and the collection and enforcement of such charges; 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.
HOUSE BILL NO. 1656—
BY REPRESENTATIVE HEBERT
AN ACT
To amend and reenact Sec. 3(11) and Sec. 4(a) of the Charter of Abbeville, Louisiana, a special legislative charter granted by Act No. 103 of the 1850 Session of the Legislature, as amended, relative to the authority of the chief of police; to authorize the chief of police to appoint, discipline, and discharge police personnel; 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.

HOUSE BILL NO. 1903—
BY REPRESENTATIVE JOHNS
AN ACT
To amend and reenact R.S. 34:201 and 2103(A) and (C), relative to port commissions; to provide for the boundaries of the Lake Charles Harbor and Terminal District and the West Calcasieu Port, Harbor and Terminal District; 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.

HOUSE BILL NO. 2122—
BY REPRESENTATIVE PERKINS
AN ACT
To enact R.S. 17:72.1, relative to the municipal school system in Baker, Louisiana; to create an interim school board for the system; to provide for board membership, including number of members, method of appointment, qualifications, terms of office, and vacancies; to provide relative to the powers, duties, and responsibilities of the board; to provide limitations; to provide for applicability of certain statutory provisions relative to open meetings and public records; to provide for implementation; and to provide for related matters.

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

HOUSE BILL NO. 2195—
BY REPRESENTATIVE THOMPSON
AN ACT
To amend and reenact R.S. 33:9102(B) and to enact Part V of Chapter 31 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9131.5, relative to the Richland Parish Communications District; to provide relative to the purposes of the district; to provide relative to enhancement of emergency telecommunications service; to provide relative to the service charges collected by the district including provisions relative to use of the proceeds from such charges, the rate of such charges, and the collection and enforcement of such charges; 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.

HOUSE BILL NO. 2326—
BY REPRESENTATIVE MARTINY
AN ACT
To amend and reenact R.S. 22:844(A)(12) and (H), 855(11) and (13), and 856(1) and to repeal R.S. 22:844.2, relative to investments of domestic insurers; to repeal the use of investments in certain open-end or closed-end management type investment companies; to remove the limitations of certain percentages; to repeal the use of investments in data processing equipment by certain insurers; to permit the use of goodwill by an insurer under certain conditions; and to provide for related matters.

Read by title.
Under the rules, the above bill was referred to the Committee on Insurance.

HOUSE BILL NO. 2327—
BY REPRESENTATIVE FAUCHEUX
AN ACT
To enact R.S. 30:2018, relative to public hearings by the Department of Environmental Quality; to provide for certain issues; to provide for environmental assessment statements; to provide for limitations; and to provide for related matters.

Read by title.
Under the rules, the above bill was referred to the Committee on Environment.

HOUSE BILL NO. 2328—
BY REPRESENTATIVE CHAISSON
AN ACT
To amend and reenact R.S. 22:3012(A), relative to self-insurers; to provide for examinations of self-insurers; and to provide for related matters.

Read by title.
Under the rules, the above bill was referred to the Committee on Insurance.

HOUSE BILL NO. 2329—
BY REPRESENTATIVE PRATT
AN ACT
To enact R.S. 18:1907, relative to census data; to create the Advisory Commission for Census 2000; to provide for the members, powers, and duties of such commission; to provide for the termination of the commission; and to provide for related matters.

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

HOUSE BILL NO. 2330—
BY REPRESENTATIVE THERIOT
AN ACT
To enact R.S. 33:1421(C), relative to deferred compensation plans; to provide for participation by sheriffs; 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. 2331—
BY REPRESENTATIVE ALARIO
AN ACT
To enact R.S. 47:463.46, relative to motor vehicle registration; to provide for Special Olympics prestige license plates; 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.

HOUSE BILL NO. 2332—
BY REPRESENTATIVES TRAVIS AND PERKINS
AN ACT
To enact R.S. 30:2053(4), (5), (6), and (7) and 2055.1, relative to noise pollution and nuisance actions; to exempt sport shooting ranges from noise and nuisance actions; to provide for definitions; to provide for limits and exemptions; 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.

HOUSE BILL NO. 2333—
BY REPRESENTATIVE BRUCE
AN ACT
To amend and reenact Code of Criminal Procedure Articles 433(A)(2) and 434(C) and to enact Code of Criminal Procedure Article 434(D), relative to grand jury proceedings; to provide that testimony of certain parties before grand jury investigation can be used to impeach testimony in criminal proceedings; 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.

House and House Concurrent Resolutions Reported by Committees

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

HOUSE CONCURRENT RESOLUTION NO. 34—
BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION
To authorize and direct the Department of Transportation and Development to erect signs on both the northbound and southbound lanes of I-10 at exits 206 and 209 in LaPlace to notify the public that the exits provide lodging, food, gas, and a hospital.

Read by title.

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

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

HOUSE CONCURRENT RESOLUTION NO. 40—
BY REPRESENTATIVE JACK SMITH
A CONCURRENT RESOLUTION
To urge and request the Louisiana Department of Transportation and Development to conduct the requisite study and make a determination as to the necessity of installing a traffic light at the intersection of the Cannatas Supermarket driveway and Berwick Road in Berwick, Louisiana.

Read by title.

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

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

HOUSE CONCURRENT RESOLUTION NO. 51—
BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION
To memorialize the United States Congress to provide funding for construction of an interchange on Interstate 10 near Reserve, Louisiana, in St. John the Baptist Parish.

Read by title.

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

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

HOUSE CONCURRENT RESOLUTION NO. 79—
BY REPRESENTATIVE TRICHE
A CONCURRENT RESOLUTION
To authorize and direct the Department of Transportation and Development to erect large signs to warn motorists approaching a location recognized for very strict enforcement of speed limits on highways and the Department of Culture, Recreation and Tourism to include a listing of those locations recognized for very strict enforcement of speed limits in its literature available to tourists.

Read by title.

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

On motion of Rep. Diez, the resolution was ordered engrossed and passed to its third reading.
HOUSE CONCURRENT RESOLUTION NO. 99—
BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION
To direct the Department of Transportation and Development to submit a study which evaluates the hazardous road conditions on LA Hwy. 150 from the Ruston city limits on the west and the Simsboro city limits on the east and to suggest improvements which might alleviate the existing dangerous conditions.

Read by title.

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

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

HOUSE CONCURRENT RESOLUTION NO. 111—
BY REPRESENTATIVE DIEZ
A CONCURRENT RESOLUTION
To authorize and direct the Department of Transportation and Development to install "Slow-School Zone" signs on Louisiana Highway 73 (Old Jefferson Highway) near Oak Grove Elementary School in Ascension Parish.

Read by title.

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

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

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 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 without amendments by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 198—
BY REPRESENTATIVES TRAVIS, R. ALEXANDER, CLARKSON, DEVILLE, DEWITT, FLAVIN, MICHOT, PERKINS, PINAC, JACK SMITH, THOMPSON, AND WIGGINS AND SENATORS BEAN AND SHORT
AN ACT
To enact Chapter IV of Code Title XV of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3889 through 3897, relative to real estate transactions; to provide relative to dual agents; to provide definitions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Commerce to Original House Bill No. 198 by Representative Travis

AMENDMENT NO. 1
On page 8, line 20, delete "July 1" and insert in lieu thereof "March 1"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 200—
BY REPRESENTATIVE TRAVIS
AN ACT
To amend and reenact R.S. 37: 1455(A)(21) and 1467, relative to real estate agency disclosure; to provide that licensees shall provide parties to a real estate transaction with an agency disclosure form or pamphlet; to provide that the Louisiana Real Estate Commission may prescribe such forms or pamphlets; to provide for causes for censure, suspension, or revocation of license, registration, or certification; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Commerce to Original House Bill No. 200 by Representative Travis

AMENDMENT NO. 1
On page 1, line 2, after "37:" insert 1455(A)(21) and"

AMENDMENT NO. 2
On page 1, line 6, after the semi-colon ";" insert "to provide for causes for censure, suspension, or revocation of license, registration, or certification;"

AMENDMENT NO. 3
On page 1, line 8, after "37:" insert 1455(A)(21) and" and after "1467" delete "is" and insert in lieu thereof "are"
AMENDMENT NO. 4
On page 1, between lines 9 and 10 insert the following:

"§1455. Causes for censure, suspension, or revocation of license, registration, or certification

A. The commission may censure a licensee, registrant, or certificate holder or conditionally or unconditionally suspend or revoke any license, registration, or certificate issued under this Chapter, or impose continuing education requirements on licensees, registrants, or certificate holders if, in the opinion of the commission, a licensee, registrant, or certificate holder is performing or attempting to perform or has performed or has attempted to perform any of the following acts:

*          *          *

(21) Failure of a licensee to provide the parties to a real estate transaction with an agency disclosure informational pamphlet and, where applicable, a dual agency disclosure form.

*          *          *

AMENDMENT NO. 5
On page 2, line 4, after "disclosure" delete "form or pamphlet." and insert "informational pamphlet, and where applicable, a dual agency disclosure form as required by law."

AMENDMENT NO. 6
On page 2, line 5, after "such" and before "forms" insert "agency disclosure"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 287—
BY REPRESENTATIVE ROUSSELLE
AN ACT
To amend and reenact R.S. 37:1437(C)(6)(c)(iv), relative to real estate brokers and salespersons; to permit brokers and salespersons who have been on inactive status to cumulate continuing education hours; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 294—
BY REPRESENTATIVE TRICHE AND SENATOR DEAN
A JOINT RESOLUTION
Proposing to add Article VI, Section 38(A)(3) and (4) of the Constitution of Louisiana, to provide that the legislature may abolish a levee district or levee and drainage district; to provide for the transfer of the powers, duties, functions, and responsibilities of the board of commissioners; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed House Bill No. 391 by Representative Triche

AMENDMENT NO. 1
On page 2, line 19, after "abolish" and before "levee" insert "certain"
To enact R.S. 26:278(D), relative to the commissioner of alcoholic beverage control and his agents; to grant them ex officio notary public status for limited purposes relating to applications for permits; and to provide for related matters.

Read by title.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 461 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 12, delete "notary publics" and after "their" and before "territorial" insert "respective"

AMENDMENT NO. 2

On page 1, line 14 "permits" and before "to" insert "required of the office of alcohol beverage control"

AMENDMENT NO. 3

On page 2, delete lines 1 through 12 in their entirety and insert in lieu thereof the following:

"(2) All acts performed by such an ex officio notary public authorized by this Subsection shall be performed without charge or other compensation and without the necessity of giving bond.

(3) The commissioner may suspend or terminate the authority of an agent to act as an ex officio notary at any time, and separation from the employ of the office of alcohol beverage control shall automatically terminate the powers of such an ex officio notary public.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 461—

BY REPRESENTATIVE DITOMAS

AN ACT

To amend and reenact R.S. 9:3509(B)(2), 4331.1(A), and 4770, and R.S. 10:9-102(1), 9-105(1)(h), and 9-201, relative to commercial transactions; to define "goods", provide for the effect of a security agreement; provide for applicability of provisions governing secured transactions and preference of ranking rules under Chapter 9 of the Louisiana Commercial Laws; to provide for the sale of promissory notes; to clarify the rate of interest applicable to certain commercial, business, or agricultural loans after declaration of default; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 461 by Representative Ditus

AMENDMENT NO. 1

On page 1, line 12, after "9:3509(B)(2)" delete the remainder of the line and insert a comma "," and "4331.1(A), and 4770, and R.S. 10:9-102(1), 9-105(1)(h)"

AMENDMENT NO. 2

On page 1, line 4, after "agreement, provide for" and before "preference" insert "applicability of provisions governing secured transactions and"

AMENDMENT NO. 3

On page 1, at the end of line 5, after the semicolon ";" add "to provide for the sale of promissory notes;"

AMENDMENT NO. 4

On page 1, line 10, after "9:3509(B)(2)" and before "and" insert a comma "," and "4331.1(A),"

AMENDMENT NO. 5

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

"§4331.1. Sale of promissory notes, other evidence of indebtedness or other obligations without delivery by mortgage companies, finance companies, and other lenders

A. As a limited exception to the Civil Code Articles on Sales, and provided that all of the following conditions are satisfied, there shall be no requirement that promissory notes or other evidences of indebtedness or other obligations, be delivered physically to and retained by the transferee or its agent, or that the debtors thereunder be notified of such sale, in order for the sale to be complete and perfected for all purposes and with respect to third persons:

(1) The sale shall be made pursuant to a written sales agreement signed by the parties. The promissory notes or other evidences of indebtedness or other obligations subject to sale need not be specifically described in detail. A reasonable description of the notes, other written evidences of indebtedness, or other obligations shall be sufficient. When the sale is made pursuant to a continuing arrangement between the parties, the sales agreement may provide for future sales of similar notes or instruments other evidences of indebtedness or other obligations without further description.

(2) The seller writes, affixes, or otherwise stamps a notice on the face or reverse side of such notes or other written evidences of indebtedness or other obligations, or notes in its computer files or records, that such notes, other written evidences of indebtedness or other obligations are being sold to the transferee or will be sold to the transferee pursuant to a continuing arrangement without the necessity of description. The notice may take any form, provided the transferee is or may be reasonably identified.

(3) The sale is bona fide and not intended to defraud the rights of legitimate third party creditors of the seller."
(4) The seller is a bank, savings bank, savings and loan association, credit union, or corporation, partnership, trust, or association that is regularly engaged in the business of making or purchasing loans and notes, whether made on a secured or unsecured basis, as a mortgage company, consumer or commercial finance company, or other type of lender. The seller may also be a subsidiary of any of the foregoing, or a subsidiary of a subsidiary of any of the foregoing, whether or not such subsidiary is regularly engaged in the business of making or purchasing loans or notes.

**AMENDMENT NO. 6**

On page 3, line 19, after "includes" and before "standing" insert "the vendee's interest in"

**AMENDMENT NO. 7**

On page 3, line 20, after "a" and before "conveyance" insert "properly recorded act of"

**AMENDMENT NO. 8**

On page 3, line 20, after "sale" delete the remainder of the line and insert the following:

"of standing timber to such vendee; however, the standing timber will become "goods" only after the conveyance or contract for sale, in proper form, has been recorded in the conveyance records of the parish in which the standing timber is located."

**AMENDMENT NO. 9**

On page 3, at the beginning of line 21, insert ""Goods" also includes"

**AMENDMENT NO. 10**

On page 3, line 21, after "crops" change the semicolon ";" to a period "." and add the following:

"As used herein, a conveyance or contract for sale of standing timber shall be in proper form only if it includes the name(s) of the record owner(s) of the immovable property upon which the standing timber is located, the name and tax identification number of the vendee (who has the right to cut the standing timber), and contains a legal description of the immovable property (on which the standing timber is located) adequate for purposes of conveying such immovable property. It is further provided that the standing timber ceases to be "goods", if the standing timber is not actually cut and removed by the vendee (or his assignee) under the recorded conveyance or contract for sale within the time period provided for in the conveyance or contract for sale, and any security interest granted in the standing timber by the vendee (under the conveyance or contract of sale) will automatically terminate, if the standing timber is not timely cut and removed in accordance with the recorded conveyance or contract of sale."

**AMENDMENT NO. 11**

On page 4, after line 10, add the following:

"Section 3. R.S. 10:9-102(1) is hereby amended and reenacted to read as follows:

§9-102. Policy and subject matter of Chapter

(1) Except as otherwise provided in R.S. 10:9-104 on excluded transactions, this Chapter applies:

(a) to any transaction (regardless of its form) which is intended to create a security interest in personal property or fixtures including goods, documents, instruments, general intangibles, chattel paper or accounts;

(b) to any sale of accounts or chattel paper, provided that the application of this Chapter to the sale of accounts or chattel paper is not to recharacterize the sale of accounts or chattel paper as a transaction to secure indebtedness but to protect purchasers of accounts or chattel paper by providing a notice filing system; and also

(c) to consignments.

For all purposes, in the absence of a finding of fraud or intentional misrepresentation, the parties' characterization of a transaction as a sale of accounts or chattel paper shall be conclusive that the transaction is a sale and is not a secured transaction and that title, legal and equitable, has passed to the party characterized as the purchaser of the accounts or chattel paper, regardless of whether the secured party has any recourse against the debtor, whether the debtor is entitled to any surplus, or any other term of the parties' agreement.

**Section 4.** Section 3 of this Act is intended to clarify existing law and applies to prior sales of accounts and chattel paper consummated on and after January 1, 1990."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 553—**

BY REPRESENTATIVE TRAVIS

AN ACT

To enact R.S. 37:2156.1(D)(3), relative to the licensure of contractors; to provide for ineligibility of service as a qualifying party for any person found cheating on a board examination; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Original House Bill No. 553 by Representative Travis

**AMENDMENT NO. 1**

On page 1, line 12, after "has" delete the remainder of the line and delete line 13 in its entirety and insert in lieu thereof the following:

"engaged in deceptive practices when taking or attempting to take any board examination, such person shall"

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

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

Under the rules, placed on the regular calendar.
HOUSE BILL NO. 554—
BY REPRESENTATIVE TRAVIS
AN ACT
To amend and reenact R.S. 37:2150.1(7), relative to contractors; to provide for definition of "person"; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Commerce.
On motion of Rep. Travis, the bill was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 555—
BY REPRESENTATIVE TRAVIS
AN ACT
To amend and reenact R.S. 37:2150.1(4), relative to contractors; to provide for definition of "contractor"; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Commerce.
On motion of Rep. Travis, the bill was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 556—
BY REPRESENTATIVE TRAVIS
AN ACT
To amend and reenact R.S. 37:2152(A)(3)(a) and (4)(a), relative to State Licensing Board for Contractors; to provide for appointments from the field of mechanical construction; to provide for appointments from the field of electrical construction; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Commerce.
On motion of Rep. Travis, the bill was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 557—
BY REPRESENTATIVE TRAVIS
AN ACT
To enact R.S. 37:2153(F), relative to contractors; to provide for powers of the State Licensing Board for Contractors; to allow for delegation of powers and duties; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Commerce.
On motion of Rep. Travis, the bill was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 558—
BY REPRESENTATIVE TRAVIS
AN ACT
To amend and reenact R.S. 37:2156.1(C) and (D)(1)(introductory paragraph) and (c), relative to licensure of contractors; to provide for requirements for issuance of a license; to provide for qualification as a qualifying party; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Commerce.
On motion of Rep. Travis, the bill was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 559—
BY REPRESENTATIVE TRAVIS
AN ACT
To amend and reenact R.S. 37:2162(A) and (I), relative to violations of the provisions regulating contractors; to provide for payment of litigation expenses; to provide for assessment of penalties for violations; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Commerce.
On motion of Rep. Travis, the bill was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 560—
BY REPRESENTATIVE TRAVIS
AN ACT
To amend and reenact R.S. 37:2158(A)(introductory paragraph) and to enact R.S. 37:2158(A)(8) and (9), relative to contractors; to provide relative to revocation, suspension, and renewal of license; to provide for issuance of cease and desist orders; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Commerce.
On motion of Rep. Travis, the bill was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 561—
BY REPRESENTATIVE TRAVIS
AN ACT
To amend and reenact R.S. 37:2163(E), relative to contractors; to provide for hearings and imposition of fines by the board for violations of bid procedures; and to provide for related matters.

Read by title.
Reported with amendments by the Committee on Commerce.
The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 561 by Representative Travis
AMENDMENT NO. 1

On page 2, line 2, after "who" and before "violates" insert "intentionally".

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 562—
BY REPRESENTATIVE TRAVIS
AN ACT
To amend and reenact R.S. 37:2167(D), relative to licensure as a residential building contractor; to eliminate provisions for the waiver of examination requirements in certain circumstances; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 562 by Representative Travis

AMENDMENT NO. 1

On page 2, after line 9, insert the following:

"Section 2. This Act shall become effective on January 1, 1998."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 563—
BY REPRESENTATIVE TRAVIS
AN ACT
To amend and reenact R.S. 37:2150 and 2150.1(7), relative to contractors; to provide for inclusion of certain public construction projects; to provide for definition of "person"; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 563 by Representative Travis

AMENDMENT NO. 1

On page 1, line 3, after "of" and before "public" insert "certain".
AMENDMENT NO. 3

On page 4, after line 3, insert the following:

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

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 871—
BY REPRESENTATIVE DIMOS
AN ACT
To enact Chapter 1-A of Subtitle XXII of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:5252 through 5259, relative to certain real estate transactions; to create the Good Funds Settlement Act; to provide relative to the duty of the settlement agent and the duty of the lender, purchaser, or seller in certain real estate transactions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 896—
BY REPRESENTATIVE FARVE (BY REQUEST)
A JOINT RESOLUTION
Proposing to amend Article IV, Section 5(E)(1) of the Constitution of Louisiana, to provide for the granting of reprieves, pardons, and remissions of fines by the Board of Pardons; 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 Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 901—
BY REPRESENTATIVE MONTGOMERY
AN ACT
To amend and reenact R.S. 35:191(H), relative to notaries public; to authorize a notary appointed and qualified in Caddo, Bossier, Bienville, Claiborne, DeSoto, or Webster Parish to exercise notarial functions in all such parishes, without additional bonding or further application or examination; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 974—
BY REPRESENTATIVES CLARKSON, DEVILLE, FLAVIN, FRUGE, HEBERT, JOHNES, MICHOT, SCALISE, AND WALSWORTH
AN ACT
To amend and reenact Civil Code Article 2534, relative to the contract of sale and the action for redhibition; to provide for the prescriptive period within which to institute a claim in redhibition against "good faith" sellers of commercial immovable property; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1020—
BY REPRESENTATIVES ALARIO AND DEWITT
AN ACT
To enact R.S. 47:1580(B)(4), relative to assessment and collection procedures; to suspend the running of prescription for taxes in bankruptcy cases; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1022—
BY REPRESENTATIVES ALARIO AND DEWITT
AN ACT
To amend and reenact R.S. 47:1565(A), 1566(B), and 1568, relative to assessment and collection procedures; to allow notices to be
mailed to an address other than that on the last report filed; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 1022 by Representatives Alario and DeWitt

**AMENDMENT NO. 1**

On page 1, line 14, after "obtainable" and before the period "." insert "from the United States Postal Service or from United States Postal Service certified software"

**AMENDMENT NO. 2**

On page 2, line 10, after "obtainable" and before the period "." insert "from the United States Postal Service or from United States Postal Service certified software"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1023—**

BY REPRESENTATIVES ALARIO AND DEWITT

AN ACT

To amend and reenact R.S. 47:1578, relative to the collection of taxes owed to the state; to provide for the authority of the secretary of the Department of Revenue and Taxation to compromise a judgment for taxes; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 1023 by Representatives Alario and DeWitt

**AMENDMENT NO. 1**

On page 3, line 6, after "that" and before the colon ":" insert "any of the following apply"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1026—**

BY REPRESENTATIVES ALARIO AND DEWITT

AN ACT

To amend and reenact R.S. 47:287.85(B), to correct an incorrect statutory reference as to the alternative minimum tax; to provide for the applicability and effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1035—**

BY REPRESENTATIVES ALARIO AND DEWITT

AN ACT

To amend and reenact R.S. 47:2420(A), relative to interest estate transfer taxes; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1037—**

BY REPRESENTATIVES ALARIO AND DEWITT

AN ACT

To enact R.S. 47:1580(C) and to repeal R.S. 47:1580(A)(5), to provide that the failure to file any return reporting any state income tax shall interrupt the running of prescription until the subsequent filing of that return; to provide for applicability of these provisions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 1037 by Representative Alario

**AMENDMENT NO. 1**

On page 1, line 3, after "state" delete the remainder of the line and at the beginning of line 4 insert "income tax" and insert "income tax required to be filed by this Subtitle"

**AMENDMENT NO. 2**

On page 1, line 11, after "state" delete the remainder of the line and at the beginning of line 12 insert "income tax required to be filed by this Subtitle"

**AMENDMENT NO. 3**

On page 1, line 13, after "prescription" and before "until" insert "; and prescription shall not commence to run again"
AMENDMENT NO. 4

On page 1, line 13, at the end of the line, insert "Once prescription commences to run, the tax, license, excise, interest, penalty, or other charge which is reported on such return shall prescribe in three years after the thirty-first day of December of the year of the filing of the return."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1039—
BY REPRESENTATIVES ALARIO AND DEWITT
AN ACT
To amend and reenact R.S. 47:1519, relative to payment of taxes; to provide for the use of credit or debit cards; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1040—
BY REPRESENTATIVES ALARIO AND DEWITT
AN ACT
To amend and reenact R.S. 47:1562, 1563, and 1564, to change the procedure for determining tax liability and the time period allowed for taxpayer response to proposed assessments for certain taxpayers; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1041—
BY REPRESENTATIVES ALARIO AND DEWITT
AN ACT
To amend and reenact R.S. 47:1516(B) and (G) and to enact R.S. 47:1516(H), (I), and (J), to authorize the secretary of the Department of Revenue and Taxation to enter into contracts with outside debt collection agencies for the collection of tax liabilities for which the department's statutory collection efforts have been exhausted and that have been deemed to be uncollectible; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 1041 by Representatives Alario and DeWitt

AMENDMENT NO. 1

On page 1, line 2, after "and (G)" delete the comma "," and insert "and to enact R.S. 47:1516(H), (I), and (J),"

AMENDMENT NO. 2

On page 1, at the end of line 9, insert "and R.S. 47:1516(H), (I), and (J) are hereby enacted"

AMENDMENT NO. 3

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

"H. A contract for collection of a tax obligation may be entered into five years after the due date of the applicable tax return.

I. The provisions of this Section shall not be construed as granting authorization to the secretary to transfer any income tax obligation due to the state to any other party.

J. The provisions of this Section shall not apply if any payment arrangement has previously been made with the department for satisfaction of any tax obligation due the state."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1166—
BY REPRESENTATIVE CARTER
AN ACT
To amend and reenact R.S. 47:1925.1 and 1925.2(A)(1); to create an assessment district in East Feliciana Parish to fund the office of the assessor; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1167—
BY REPRESENTATIVE CARTER
AN ACT
To amend and reenact R.S. 47:1908(A)(19) and (C)(1), relative to the assessor’s expense account in East Feliciana Parish; to provide for an increase in such account; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.
On motion of Rep. Diez, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1184—
BY REPRESENTATIVE MURRAY
AN ACT
To amend and reenact R.S. 23:1201.3(A), relative to the payment of workers' compensation benefits; to provide that judicial interest on a hearing officer's award shall run from the date the workers' compensation payment was due; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1270—
BY REPRESENTATIVES TRICHE AND FRITH
AN ACT
To amend and reenact R.S. 32:863.1(C)(1)(b), relative to motor vehicles; to provide for the seizure and sequestration of vehicles which are operated without proof of insurance; to provide for the redemption of those vehicles; to provide for the disposition of vehicles which are not redeemed; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 1270 by Representatives Triche and Frith

AMENDMENT NO. 1
On page 2, line 14, after "within" and before "working" change "ten" to "five"

AMENDMENT NO. 2
On page 2, line 21, after "sticker" and before "cause" change "may" to "shall"

AMENDMENT NO. 3
On page 2, line 27, after "officer" and before "cause" change "may" to "shall"

AMENDMENT NO. 4
On page 3, line 2, after "criminal" delete the remainder of the line and delete lines 3 through 6 in their entirety and insert the following in lieu thereof:
"sanctions for noncompliance of the Compulsory Motor Vehicle
Liability Security Act, if any, have been successfully resolved; that
the owner has complied with the security requirements of R.S.
32:861, provided, however, that if the vehicle is covered by an
automobile liability policy, the owner shall provide proof of a prepaid
insurance policy effective for a minimum of six months; that the
owner show proof of ability to pay any damages caused by the
vehicle while the vehicle was not covered by insurance or security;
and that the owner pay all costs”

AMENDMENT NO. 5
On page 3, at the end of line 11, insert the following:

“The Department of Public Safety and Corrections, office of state
police, subject to the provisions of the Administrative Procedure Act,
shall adopt rules and regulations governing the issuance of a
clearance letter to be issued to the owner of a vehicle impounded
pursuant to this Subparagraph and the setting of the rates for the
storing and storage of the vehicles impounded pursuant to this
Subparagraph.”

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1307—
BY REPRESENTATIVE TRAVIS
AN ACT
To amend and reenact R.S. 9:1783, relative to trusts and trustees; to
provide for what persons and entities may serve as trustees of a
trust; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and
Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and
Procedure to Original House Bill No. 1307 by Representative Travis

AMENDMENT NO. 1
On page 1, delete lines 9 through 17 in their entirety and insert in lieu
thereof the following:

"A. Only the following persons or entities may serve as a
trustee of a trust established pursuant to this Code:

(1) A natural person enjoying full capacity to contract who is
a citizen; or resident alien; of the United States;

(2) or a bank or trust company A federally insured depository
institution organized under the laws of Louisiana, another state, or of
the United States domiciled in this state, subject only to the
restrictions applicable to national banks or a trust company organized
under the laws of Louisiana.

B. or in the case of a trust for mixed private and charitable
purposes, a nonprofit corporation or trust for educational,
charitable, or religious purposes that is designated as income or
principal beneficiary may serve as trustee of a trust for mixed private
or charitable purposes.”

AMENDMENT NO. 2
On page 2, delete lines 1 through 10 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1351—
BY REPRESENTATIVE MCMAINS
AN ACT
To amend and reenact Chapter 1 of Code Title III of Code Book I of
Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:151 through 181, relative to the uniform
disposition of unclaimed property; to define certain terms; to
provide for various presumptions of abandonment of property;
to provide for proceeds derived in class actions; to provide for
limitations on dormancy charges; to provide for the burden of
proof when the unclaimed obligation is evidenced by negotiable
instruments; to provide various penalties for noncompliance;
to provide for attorney fees in litigated enforcement actions; to
provide for rules of confidentiality; to provide for limitations on
agreements to locate property; to provide for the periods of time
after which abandonment will be presumed for corporate stock,
gift certificates, and for certain life insurance obligations; to
provide for issuance of duplicate certificates and provide for
liability respecting the property delivered; to authorize the
Department of Revenue and Taxation to retain a certain
percentage of the total unclaimed property collections for each
year for administrative expenses; to provide for the statute of
limitations; to provide for an effective date; and to provide for
related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and
Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and
Procedure to Original House Bill No. 1351 by Representative McMains

AMENDMENT NO. 1
On page 6, line 11, change "five" to "seven"

AMENDMENT NO. 2
On page 16, between lines 13 and 14, add the following:

"C. If there has been no response from the owner of the
property within one hundred eighty days after publication of the
notice, the administrator shall notify the owner in writing, United
States regular postage prepaid, at his last known address that the
property of the owner is in the protective custody of the
administrator.”

AMENDMENT NO. 3
On page 20, line 7, after "is" and before "entitled" delete "not"
AMENDMENT NO. 4
On page 20, line 9, after "administrator" change the comma "," to a period "." and delete the remainder of the line and delete line 10

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1375—
BY REPRESENTATIVE DONELON
AN ACT
To amend and reenact R.S. 12:804 and to enact R.S. 22:1113(B)(4), relative to professional law corporations; to provide that a professional law corporation or any limited liability company, limited liability partnership, or partnership may be licensed as a title insurance agency; and to provide for related matters.

Read by title.
Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 1375 by Representative Donelon

AMENDMENT NO. 1
On page 1, line 2, after "12:804" and before the comma "," insert "and to enact R.S. 22:1113(B)(4)"

AMENDMENT NO. 2
On page 1, line 3, after "corporation" and before "may" insert "or any limited liability company, limited liability partnership, or partnership"

AMENDMENT NO. 3
On page 1, after line 13, add the following:

"Section 2. R.S. 22:1113(B)(4) is hereby enacted to read as follows:
§1113. Requirements; general license; penalties; validity of contracts

B. Any professional law corporation formed pursuant to R.S. 12:801 et seq. or any limited liability company, limited liability partnership, or partnership formed for the practice of law, as authorized by R.S. 37:213, may be licensed as a title insurance agent or title insurance agency.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1453—
BY REPRESENTATIVES FORSTER AND DONELON
AN ACT
To amend and reenact R.S. 46:2252, 2253(2) and (4) and 2254(A) and R.S. 51:2231, 2232(3), 2235(16)(a), 2236(A), 2237(2), 2246, and 2257(H)(2)(b), to enact Chapter 3-A of Title 23 of the Louisiana Revised Statutes of 1950, comprised of R.S. 23:301 through 354, and R.S. 51:2232(12) and (13), to repeal R.S. 23:892 and 893 and Parts IV, VII and VIII of Chapter 9 of Title 23 of the Louisiana Revised Statutes of 1950, comprised of R.S. 23:971 through 975, 1001 through 1004, and 1006 through 1008, R.S. 46:2253(7), (8), (9), and (19), and 2254(B), (C), (D), and (E), and R.S. 51:2232(4), (5), and (7), and 2242, 2243, 2244, and 2245, relative to employment discrimination; to consolidate employment discrimination provisions of law into one Chapter of law; to provide relative to age discrimination; to provide relative to disability discrimination; to provide relative to race, color, religion, sex, and national origin discrimination; to provide relative to pregnancy, childbirth, and related medical conditions discrimination; to provide relative to sickle cell trait discrimination; to remove references to employment discrimination in other Sections of law; and to provide for related matters.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 1453 by Representatives Forster and Donelon

AMENDMENT NO. 1
On page 2, at the end of line 19, change "to" to "the" and delete lines 20 through 21 in their entirety and insert in lieu thereof "procurement of employees for an employer or the procurement of opportunities for employees to work for an employer."

AMENDMENT NO. 2
On page 3, line 8, after "entity," insert "or"

AMENDMENT NO. 3
On page 3, line 10, after "and" insert a comma "," and after "return" insert a comma ","

AMENDMENT NO. 4
On page 4, line 11, delete "to"

AMENDMENT NO. 5
On page 4, line 12, after "individual" delete the comma "," and after "way" delete the comma ","
AMENDMENT NO. 6
On page 4, line 14, after "employment opportunities" insert a comma "."

AMENDMENT NO. 7
On page 4, line 23, after "membership" delete the comma "."

AMENDMENT NO. 8
On page 5, line 12, change "to" to "for"

AMENDMENT NO. 9
On page 5, line 16, after "E" delete the comma "."

AMENDMENT NO. 10
On page 5, line 17, after "plan" insert a comma "."

AMENDMENT NO. 11
On page 6, line 1, after "seeking" delete "compensatory damages."

AMENDMENT NO. 12
On page 6, line 16, after "entity." insert "or"

AMENDMENT NO. 13
On page 6, line 18, after "and" insert a comma "." and after "return" insert a comma "."

AMENDMENT NO. 14
On page 7, delete lines 6 through 10 in their entirety and insert in lieu thereof the following:

"(3) "Disabled person" means any person who has a physical or mental impairment which substantially limits one or more of the major life activities, or has a record of such impairment, or is regarded as having such an impairment."

AMENDMENT NO. 15
On page 7, line 19, after "employer," insert "may" and after "not" delete "to"

AMENDMENT NO. 16
On page 7, line 20, change the semicolon ";" to a comma "."

AMENDMENT NO. 17
On page 7, line 21, change the semicolon ";" to a comma "."

AMENDMENT NO. 18
On page 9, line 1, after "employment" delete the comma "."

AMENDMENT NO. 19
On page 9, line 9, after "refuse to" change "hire, or promote" to "hire or to promote"

AMENDMENT NO. 20
On page 9, line 17, after "specific" change "job or are" to "job, or which are"

AMENDMENT NO. 21
On page 9, line 19, after "refuse to" change "hire, or promote" to "hire or to promote"

AMENDMENT NO. 22
On page 10, line 2, after "elicits" insert a comma "," and after "elicit" insert a comma "."

AMENDMENT NO. 23
On page 10, line 5, after "information" insert a comma ","

AMENDMENT NO. 24
On page 10, line 6, after "information" insert a comma ","

AMENDMENT NO. 25
On page 10, line 16, after "against" insert a comma ","

AMENDMENT NO. 26
On page 10, line 25, after "or" change "of" to "as"

AMENDMENT NO. 27
On page 11, line 2, after "apprenticeship," change "on the job" to "on-the-job"

AMENDMENT NO. 28
On page 11, line 19, after "necessity" insert a comma ","

AMENDMENT NO. 29
On page 11, at the beginning of line 24, delete "the individual" and insert in lieu thereof "himself"

AMENDMENT NO. 30
On page 12, line 4, delete the comma ","

AMENDMENT NO. 31
On page 12, line 5, delete the comma ","

AMENDMENT NO. 32
On page 12, line 7, after "against" insert a comma ","

AMENDMENT NO. 33
On page 12, line 21, after "entity." insert "or"

AMENDMENT NO. 34
On page 12, line 23, after "and" insert a comma "," and after "return" insert a comma "."

AMENDMENT NO. 35
On page 14, line 7, delete "to"

AMENDMENT NO. 36
On page 14, line 8, delete "to"
AMENDMENT NO. 37
On page 14, line 11, delete "to"

AMENDMENT NO. 38
On page 14, line 12, after "individual" delete the comma ","

AMENDMENT NO. 39
On page 14, line 14, after "opportunities" insert a comma ","

AMENDMENT NO. 40
On page 14, line 23, after "programs" insert a comma ","

AMENDMENT NO. 41
On page 15, line 4, after "publish" insert a comma ","

AMENDMENT NO. 42
On page 15, line 5, after "published" insert a comma ","

AMENDMENT NO. 43
On page 15, line 12, after "discrimination" delete the comma ","

AMENDMENT NO. 44
On page 16, line 9, after "classify" delete the comma ","

AMENDMENT NO. 45
On page 16, line 14, after "program" delete the comma ","

AMENDMENT NO. 46
On page 16, line 17, change "to" to "for"

AMENDMENT NO. 47
On page 17, line 5, after "compensation" delete the comma ","

AMENDMENT NO. 48
On page 17, line 8, after "production" insert a comma ","

AMENDMENT NO. 49
On page 17, line 13, after "test" insert a comma ","

AMENDMENT NO. 50
On page 18, line 15, after "origin" insert a comma ","

AMENDMENT NO. 51
On page 19, line 4, after "entity," insert "or"

AMENDMENT NO. 52
On page 19, line 6, after "and" insert a comma "," and after "return" insert a comma ","

AMENDMENT NO. 53
On page 21, line 20, after "association," insert "or"

AMENDMENT NO. 54
On page 21, line 21, after "and" insert a comma "," and after "return" insert a comma ","

AMENDMENT NO. 55
On page 22, line 5, after "opportunities" insert a comma ","

AMENDMENT NO. 56
On page 22, line 18, delete "to"

AMENDMENT NO. 57
On page 22, line 19, after "individual" delete the comma "," and on line 20, after "way" delete the comma ","

AMENDMENT NO. 58
On page 22, at the end of line 21, after "opportunities" insert a comma ","

AMENDMENT NO. 59
On page 23, line 3, after "membership" delete the comma ","

AMENDMENT NO. 60
On page 26, at the beginning of line 20, after "forty years of age" delete the remainder of the line

AMENDMENT NO. 61
On page 30, line 4, delete "1997; if" and insert in lieu thereof "1997. If"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1500—
BY REPRESENTATIVE ALARIO
AN ACT
To amend and reenact R.S. 36:451(C) and 458(B) through (E) and to enact R.S. 36:458(F), relative to the Department of Revenue and Taxation; to provide for the areas of responsibility for the offices within the department; to add the office of legal affairs and to provide for the supervision and management of the office; to provide for the functions and responsibilities of the office; to provide for an effective date; and to provide for related matters.

Read by title.

 Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.
HOUSE BILL NO. 1516—
BY REPRESENTATIVE GUILLORY
AN ACT
To enact R.S. 30:2365.1, relative to hazardous materials; to provide for storage; to provide for railroads and switching yards; to provide for penalties; to provide for liability; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Environment to Original House Bill No. 1516 by Representative Guillory

AMENDMENT NO. 1

On page 1, line 10, at the end of the line add the following:

"The provisions of this Section shall not apply to railroad facilities that are located within the boundaries of a chemical manufacturing or processing plant."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1609—
BY REPRESENTATIVE MURRAY
AN ACT
To enact R.S. 23:1103(D), relative to workers' compensation; to provide that an insurer shall grant a credit to an employer for recovery on a lien in a third party matter; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 1609 by Representative Murray

AMENDMENT NO. 1

On page 1, at the beginning of line 3, insert "and" and after "3145," and before "relative" delete "and 3150,"

AMENDMENT NO. 2

On page 1, at the end of line 5 and at the beginning of line 6, delete "to provide for the exclusiveness of the provisions;"

AMENDMENT NO. 3

On page 1, at the beginning of line 9, insert "and" and after "3145" and before "are" delete "and 3150"

AMENDMENT NO. 4

On page 2, line 27, after "after" and before "manifestation" insert "knowledge of the"

AMENDMENT NO. 5

On page 3, delete lines 5 through 12 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1639—
BY REPRESENTATIVE SCHNEIDER
AN ACT
To amend and reenact R.S. 9:3143(1) and (3), 3144(B)(4)(a) and (c) and (16), and 3145, relative to the New Home Warranty Act; to provide for the definitions of "builder" and "home"; to provide for exclusions to warranties; to provide for required notice; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Commerce to Original House Bill No. 1639 by Representative Schneider

AMENDMENT NO. 1

On page 1, at the beginning of line 3, insert "and" and after "3145," and before "relative" delete "and 3150,"

On page 1, at the end of line 5 and at the beginning of line 6, delete "to provide for the exclusiveness of the provisions;"

On page 1, at the beginning of line 9, insert "and" and after "3145" and before "are" delete "and 3150"

Amendment No. 4

On page 2, line 27, after "after" and before "manifestation" insert "knowledge of the"

AMENDMENT NO. 5

On page 3, delete lines 5 through 12 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1696—
BY REPRESENTATIVES FORSTER, DOWNER, AND DEWITT
AN ACT
To amend and reenact R.S. 23:1271(A)(3), relative to workers' compensation; to authorize parties to waive expiration of six months before settling certain claims; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

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

Under the rules, placed on the regular calendar.
HOUSE BILL NO. 1744—
BY REPRESENTATIVE GUILLORY
AN ACT
To enact R.S. 32:1504(C), relative to transportation of hazardous materials; to provide for inspection of rail cars transporting hazardous materials; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Original House Bill No. 1744 by Representative Guillory

AMENDMENT NO. 1
On page 1, line 9, after "the" and before "inspection" insert "periodic"

AMENDMENT NO. 2
On page 1, line 11, after "from" delete the remainder of the line, delete line 12, and insert in lieu thereof

"a railroad switching yard located outside of the property boundaries of chemical manufacturing or processing plants."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1821—
BY REPRESENTATIVE MCCAIN
AN ACT
To amend and reenact Civil Code Art. 2375(A) and (C) and R.S. 9:2801(1)(a) and (2), relative to community property; to provide retroactive effect of termination of the community property regime to the date of filing of the original petition in certain cases; to clarify the time within which a party must file or traverse a sworn detailed descriptive list; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 1821 by Representative McCain

AMENDMENT NO. 1
On page 1, at the beginning of line 3, delete "and (G)"

AMENDMENT NO. 2
On page 1, line 9, after "(F)" delete "and (G) are" and insert in lieu thereof "is"

AMENDMENT NO. 3
On page 2, delete lines 5 through 14 in their entirety and insert in lieu thereof the following:

"F. (1) Every owner or lessee of a self-propelled motor vehicle registered in another state which is involved in a traffic accident or collision in Louisiana shall provide one of the documents comparable to those listed in Subsection A evidencing that the motor vehicle is covered by a valid policy of automobile insurance. If the operator of the motor vehicle is unable to show such proof, a notice of noncompliance shall be issued."

AMENDMENT NO. 4
On page 2, at the beginning of line 15, delete "G.(1)" and insert "(2)" and after "If" delete "an" and insert "the" and after "operator of" delete "a" and insert "the"
On motion of Rep. Diez, the amendments were adopted.
On motion of Rep. Diez, the bill, as amended, was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2047—
BY REPRESENTATIVE DEWITT
AN ACT
To amend and reenact R.S. 32:862(G)(3), relative to proof of insurance; prohibits persons from presenting altered or counterfeited proof of insurance; and to provide for related matters.

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

On motion of Rep. Diez, the bill was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2056—
BY REPRESENTATIVE MCCAIN
AN ACT
To enact R.S. 13:1415, relative to family courts; to provide family courts with exclusive jurisdiction over actions for partition of property acquired pursuant to a matrimonial regime, actions seeking a termination or modification of a matrimonial regime, and actions for the settlement and enforcement of claims and for enforcement of judicial or contractual settlements related to matrimonial regimes; and to provide for related matters.

Read by title.
Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 2056 by Representative McCain

AMENDMENT NO. 1
On page 1, line 4, after "regime" and before "actions" delete "and" and insert a comma " ,"
(3) All actions between spouses or former spouses for the settlement and enforcement of claims arising from a matrimonial regime or the establishment thereof.

(4) All actions between former spouses seeking the enforcement of a judicial or contractual settlement of the type of claims provided in this Section.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2103 —
BY REPRESENTATIVE DEWITT
AN ACT
To amend and reenact R.S. 35:393(B), relative to ex officio notaries for the Department of Public Safety and Corrections; to authorize gaming auditors to administer oaths and receive sworn statements; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 2103 by Representative DeWitt

AMENDMENT NO. 1
On page 1, at the end of line 13, delete "or"

AMENDMENT NO. 2
On page 1, line 14, after "affairs," and before "the gaming" insert "or gaming investigations."

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

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

Under the rules, placed on the regular calendar.

AMENDMENT NO. 1
On page 1, at the end of line 13, delete "or"

AMENDMENT NO. 2
On page 1, line 14, after "affairs," and before "the gaming" insert "or gaming investigations."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2106 —
BY REPRESENTATIVE DEWITT
AN ACT
To amend and reenact R.S. 30:2361, 2363, 2364(introductory paragraph), (4), and (8), 2366(B), 2367(B)(2), 2368(B)(1) and (D), 2369(A) and (B)(1), 2370(E)(6) and (F), 2371, 2372(A), 2373(A), (B)(1) and (2), and (C)(1), (2), and (4), 2374(A) and (B), 2376(B), 2377(introductory paragraph), 2378, and 2379(B), to enact R.S. 30:2364(9) and (10), 2365(A)(6), 2366(C) and (D), 2369(E)(3), 2373(C)(3), (D), and (E), 2374(B)(4), and 2380, and to repeal R.S. 30:2370(E)(1), relative to the Hazardous Materials Information Development, Preparedness, and Response Act; to provide for definitions; to provide for procedures; to provide for reporting and notifications; to provide for fees; to provide for trade secrets; to provide for penalties; to provide for the Right-To-Know Fund; to provide for limitations and uses of the funds; to provide for the Louisiana Chemical Network; to provide for rules; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Original House Bill No. 2106 by Representative DeWitt

AMENDMENT NO. 1
On page 1, line 3, change "2368(B)" to "2368(B)(1)"

AMENDMENT NO. 2
On page 1, line 7, change "2366(C)" to "2366(C) and (D)" and delete "2370(I),"

AMENDMENT NO. 3
On page 1, line 18, change "2368(B)" to "2368(B)(1)"

AMENDMENT NO. 4
On page 2, line 3, change "2366(C)" to "2366(C) and (D)" and delete "2370(I),"

AMENDMENT NO. 5
On page 3, line 23, after "circumstances," delete the remainder of the line and delete line 24 in its entirety.

AMENDMENT NO. 6
On page 6 line 27 after "Hospitals" delete the period "." and insert in lieu thereof the following:

", which shall coordinate such information with the Louisiana Regional Poison Control Center."

AMENDMENT NO. 7
On page 7, lines 6 and 7, delete ", where possible."

AMENDMENT NO. 8
On page 7, between lines 9 and 10, insert the following:

"D. Upon development of the one-call state notification system for emergency release notifications, proper notification to the department of a release shall satisfy all emergency reporting obligations of the person making the notification, including all emergency reporting obligations of such person to the Department of Environmental Quality, other state agencies, and local response agencies."

AMENDMENT NO. 9
On page 8, line 5, after "costs." delete the remainder of the line, delete lines 6 through 16, and insert in lieu thereof the following:

"The charges for the said costs shall be the same as the charges authorized for copies of public records as provided for in R.S. 44:32."
AMENDMENT NO. 10
On page 8, delete lines 17 through 20, both inclusive and in their entirety.

AMENDMENT NO. 11
On page 11, delete lines 1 through 7, both inclusive and in their entirety.

AMENDMENT NO. 12
On page 16, delete line 27 and insert in lieu thereof the following:
"upon first conviction shall be fined not more than five hundred dollars or imprisoned for not more than six months, or both. Upon second or subsequent conviction of a violation of R.S. 30:2373(E)(1), said person, owner, operator, or facility shall be fined not less than five hundred dollars nor more than ten thousand or imprisoned with or without hard labor for not less than six months nor more than ten years."

AMENDMENT NO. 13
On page 17, line 27, change "$250" to "$300"

AMENDMENT NO. 14
On page 18, line 1, change "$300" to "$500"

AMENDMENT NO. 15
On page 18, delete lines 6 through 13 and insert in lieu thereof the following:
"Any facility required to pay a fee pursuant to this Section shall not be required to pay an additional fee to the local emergency planning committee other than the fees already imposed by the local emergency planning committee for the collection of information required by this Chapter"

AMENDMENT NO. 16
On page 18, line 21, after "dollars" delete the remainder of the line and in lieu thereof insert a period "." and delete line 22 in its entirety and on page 17 delete lines 1 through 3.

AMENDMENT NO. 17
On page 20, line 8, delete "and 2374"

AMENDMENT NO. 18
On page 20, line 17, delete "and 2374(B)(2)"

AMENDMENT NO. 19
On page 21, line 5, after "functions" delete the remainder of the line and insert in lieu thereof a period ";" and on line 6, delete "personnel."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2203—
BY REPRESENTATIVE FLAVIN

AN ACT
To amend and reenact R.S. 37:1431(4), (5), (7) and (20), 1436(A), (B) and (D), 1437(A)(introductory paragraph) and (1), (B)(1), (C)(1) and (2) and (6)(a), 1437.2(A) through (E), 1437.3(C) and (E), 1439(B) and (C), 1443(1)(a) and (6), 1449(C) and (D), 1456(A)(1), (2) and (4), 1457, 1462(A), 1463(A)(1) and (E), and 1466(H) and to enact R.S. 37:1431(32), 1439(F), 1441(C), 1446(F) and (G), 1449(E), and 1456(A)(5) and (6), relative to licensure of real estate sales persons; to provide definitions; to provide relative to application for a license; to provide relative to the licensing of corporations and partnerships; to provide for fees; to provide for commissions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Commerce to Original House Bill No. 2203 by Representative Flavin

AMENDMENT NO. 1
On page 2, line 10, delete "is" and insert "means" and at the beginning of line 11, insert "licensed"

AMENDMENT NO. 2
On page 2, line 12, after "a" and before "corporation" insert "licensed"

AMENDMENT NO. 3
On page 4, line 17, after "other" and before "entity" insert "legal"

AMENDMENT NO. 4
On page 5, line 6, after "No" insert "individual real estate"

AMENDMENT NO. 5
On page 5, line 23, delete "regulatory"

AMENDMENT NO. 6
On page 10, at the end of line 21, insert the following: "However, any applicant who has continued to obtain continuing education in the required areas during the period that he is in inactive status may cumulate those hours and be eligible to reactivate his license at any time."

AMENDMENT NO. 7
On page 11, line 11, after "to" and before "broker" delete "the" and insert the following "and kept in the custody and control of the individual real estate"

AMENDMENT NO. 8
On page 11, line 11, after "broker" and before "by" insert the following "or designated qualifying broker"
AMENDMENT NO. 9

On page 11, line 12, after "sponsored" insert a period ".", and delete the remainder of the line and delete line 13 in its entirety.

AMENDMENT NO. 10

On page 12, line 22, after "days" and before "of" insert the following "following the effective date"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2317—

BY REPRESENTATIVES DIEZ, FORSTER, HUDSON, SCALISE, TRAVIS, FRITH, AND MURRAY

AN ACT

To amend and reenact R.S. 37:2162(I) and to enact R.S. 37:2162(J), relative to contractors; to provide for fines for violations to be transferred to a special contractor's educational trust fund to be used for educational purposes; to provide relative to civil penalties collected upon a finding that a person is acting as a contractor without a valid license; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

Under the rules, placed on the regular calendar.

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 1095—

BY REPRESENTATIVES GREEN AND MURRAY

AN ACT

To amend and reenact R.S. 6:315.1(A), relative to banks and banking; to provide for the transfer of small deposits to the surviving spouse or heirs upon the death of an intestate depositor; and to provide for related matters.

Read by title.

Rep. Green moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander, A.—93rd
Anansdi
Barton
Baudoin
Baylor
Brower
Bruce
Brun
Bruneau
Carter
Chaisson
Clarkson
Copelin
Crate
Curtis
Damico
Devil
DeWitt
Diez
Dimos
Doerge
Donelon
Dupre
Durand
Farve
Faucheur
Flavin
Fontenot
Forster
Frisch
Gautreaux
Guin
Hargrove
Herr
High
Hill
Holden
Hudson
Hunter
Iles
Johns
Kenney
Lancaster
Landrieu
LeBlanc
Long
Marionneaux
Martiny
McAin
McCallum
McDonald
McMains
Michot
Montgomery
Morrell
Morrish
Murray
Odinet
Pierre
Pinac
Powell
Pruett
Quezaire
Riddle
Romero
Rousselle
Salter
Scalise
Schneider
Shaw
Smith, J.D.—50th
Smith, J.R.—30th
Stelly
Theriot
Thompson
Thornhill
Toomy
Toyn
Travis
Triche
Vitter
Walsworth
Walter
Welch
Weston
Wiggins
Wilkinson
Willard-Lewis
Windhorst
Winston
Wright

NAYS

Total—96

Total—0

ABSENT

Alexander, R.—13th
Daniel
Jenkins
Jenkins, Mitchell
Jenkins, Thomas

Total—9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Green 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. 1107—

BY REPRESENTATIVES TRAVIS AND MURRAY

AN ACT

To repeal Part XVII of Chapter 2 of Code Title XII of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9:3575.1 through 3575.10, relative to refund anticipation loans; to repeal the Refund Anticipation Loan Act.

Read by title.

Rep. Travis moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander, A.—93rd
Anansdi
Anansdi
Barton
Baudoin
Baylor
Brower
Bruce
Brun
Bruneau
Carter
Chaisson
Clarkson
Copelin
Crate
Curtis
Damico
Devil
DeWitt
Diez
Dimos
Doerge
Donelon
Dupre
Durand
Farve
Faucheur
Flavin
Fontenot
Forster
Frisch
Gautreaux
Guin
Hargrove
Herr
High
Hill
Holden
Hudson
Hunter
Iles
Johns
Kenney
Lancaster
Landrieu
LeBlanc
Long
Marionneaux
Martiny
McAin
McCallum
McDonald
McMains
Michot
Montgomery
Morrell
Morrish
Murray
Odinet
Pierre
Pinac
Powell
Pruett
Quezaire
Riddle
Romero
Rousselle
Salter
Scalise
Schneider
Shaw
Smith, J.D.—50th
Smith, J.R.—30th
Stelly
Theriot
Thompson
Thornhill
Toomy
Toyn
Travis
Triche
Vitter
Walsworth
Walter
Welch
Weston
Wiggins
Wilkinson
Willard-Lewis
Windhorst
Winston
Wright
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Travis 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. 1121—
BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT
To amend and reenact R.S. 9:3535, relative to multiple agreements; to prohibit the division of credit transactions into multiple agreements for purposes of obtaining additional fees and charges; and to provide for related matters.

Read by title.
Rep. Travis moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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<th>Mr. Speaker</th>
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<th>Pierre</th>
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NAYS

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Total—0

ABSENT

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The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Travis 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. 1123—
BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT
To amend and reenact R.S. 6:791(A), relative to savings associations; to provide relative to records which must be kept by savings associations; and to provide for related matters.

Read by title.
Rep. Wright moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

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<th>YEAS</th>
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<tr>
<td>Mr. Speaker</td>
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</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Wright 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. 1147—**

**AN ACT**

To amend and reenact R.S. 6:956(F)(2), relative to retail installment contracts; to provide relative to the premium rates charged for credit life insurance; 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:

<table>
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<th>YEAS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
</tr>
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<td>Total—100</td>
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</table>

<table>
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<tr>
<th>NAYS</th>
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</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
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<tr>
<td>Alario</td>
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<td>Fruge</td>
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</tbody>
</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Murray 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. 1156—**

**AN ACT**

To amend and reenact R.S. 6:254(A)(introductory paragraph), relative to authority of state banks; to provide relative to approval of and notice to commissioner of issuance of rights and options; and to provide for related matters.

Read by title.
Rep. Travis moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
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<td>Powell</td>
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<td>Total—8</td>
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The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Travis 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. 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. 1157—**

By Representatives Travis, Frith, and Murray

**AN ACT**

To amend and reenact R.S. 6:261, relative to capital, surplus, and dividends; to provide for the allocation of consideration received upon initial issuance of shares; and to provide for related matters.

Read by title.

Rep. Travis moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
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<tbody>
<tr>
<td>Mr. Speaker</td>
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<td>Alario</td>
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The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Travis 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.

---

826
HOUSE BILL NO. 713—
BY REPRESENTATIVE BRUN
AN ACT
To amend and reenact R.S. 32:409.1(A)(2)(d)(viii) and 410(A)(3)(a)(i) and (viii) and to repeal R.S. 32:409.1(A)(2)(d)(vi) relative to drivers licenses; to delete the requirements that an applicant for a license shall furnish his social security number and that the number shall appear on the face of the license; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Brun moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gauthreaux Pierre
Alario Glover Pinac
Alexander, A.—93rd Green Powell
Alexander, R.—13th Guillory Pratt
Ansardi Hammett Quezaire
Barton Heaton Riddle
Baudoin Hebert Romero
Baylor Hill Rousselle
Bowler Holden Salter
Bruce Hopkins Scalise
Brun Hudson Schneider
Bruneau Hunter Shaw
Carter Iles Smith, J.D.—50th
Chaisson Jetson Smith, J.R.—30th
Clarkson Johns Stelly
Copelin Kenney Strain
Crane Kenney Theriot
Curtis Lancaster Thomas
Damico Landrieu Thompson
Daniel LeBlanc Thornhill
Deville Long Toomy
DeWitt Marionneaux Travis
Diez Martiny Triche
Dimos McCain Vitter
Doerge McCallum Walsworth
Donaldson McDonald Warner
Dupre McMains Welch
Durand Michot Weston
Farve Mitchell Wiggins
Fauchex Montgomery Wilkerson
Flavin Morrell Willard-Lewis
Fontenot Morish Windhorst
Forster Murray Wright
Frith Odin Wright
Fruge Perkins
Total—104

NAYS

Total—0

Jenkins]

Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Brun 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. 1182—
BY REPRESENTATIVE MONTGOMERY
AN ACT
To amend and reenact R.S. 47:463.23(B) and 463.30, relative to prestige license plates for professional firefighters; to provide for an initial fee; to provide for the revocation of such plates; and to provide for related matters.

Read by title.

Rep. Montgomery moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Glover Pierre
Alario Green Pinac
Alexander, A.—93rd Guillory Powell
Alexander, R.—13th Hammett Pratt
Ansardi Heaton Quezaire
Barton Hebert Riddle
Baylor Hill Romero
Bowler Holden Rousselle
Bruce Hopkins Salter
Brun Hudson Scalise
Bruneau Hunter Schneider
Carter Iles Shaw
Chaisson Johns Smith, J.D.—50th
Clarkson Kenney Smith, J.R.—30th
Copelin Kenney Stelly
Crane Lancaster Theriot
Curtis Landrieu Thomas
Damico LeBlanc Thompson
Daniel Long Thornhill
DeWitt Marionneaux Toomy
Diez Martiny Travis
Dimos McCallum Vitter
Donaldson McDonald Walsworth
Dupre McMains Warner
Durand Michot Weston
Farve Mitchell Wiggins
Fauchex Montgomery Wilkerson
Flavin Morrell Willard-Lewis
Forster Morrish Windhorst
Frith Murray Wright
Fruge Odin Wright
Gauthreaux Perkins
Total—98

NAYS

Total—0

Jenkins

Total—7

The Chair declared the above bill was finally passed.

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

HOUSE BILL NO. 1189—
BY REPRESENTATIVE QUEZAIRE
AN ACT
To amend and reenact R.S. 30:2017, relative to public hearings by the Department of Environmental Quality; to provide for local citizen participation; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Quezaire to Engrossed House Bill No. 1189 by Representative Quezaire

AMENDMENT NO. 1
On page 2, line 1, after "B." and before "Regarding" insert "(1)"

AMENDMENT NO. 2
On page 2, after line 8 insert the following:

"(2) Prior to the first hour of the hearing provided for in Paragraph (1) of this Subsection, the presiding officer shall provide for an introductory presentation of fifteen minutes by the applicant to discuss and explain the proposed permit."

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Diez to Engrossed House Bill No. 1189 by Representative Quezaire

AMENDMENT NO. 1
On page 2, line 1, before "facilities" add "new"

AMENDMENT NO. 2
On page 2, line 3, after "live" add "or work"

AMENDMENT NO. 3
On page 2, line 5, after "live" add "or work"

AMENDMENT NO. 4
On page 2, line 6, delete the words "Thereafter, each hour" and insert the words "Once those given preference have spoken, the remaining portion"

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

Rep. Quezaire objected.

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

ROLL CALL
The roll was called with the following result:

YEAS
Alexander, R.—13th Donelon Perkins
Barton Durand Pinac
Bowler Faucheux
Brun Flavin Scalise
Bruneau Fontenot Shaw
Chaisson Frugé
Clarkson Gautreaux
Crane Hammett Thomas
Damico Lancaster Travis
Daniel Long Vitter
DeWitt Marionneau Windhorst
Diez McMains Winston
Dimos Michot
Total—38

NAYS
Alexander, A.—93rd Romero
Ansardi Johns Salter
Baudoin Kenney Schneider
Baylor LeBlanc Smith, J.D.—50th
Bruce Martiny Smith, J.R.—30th
Copelin McCallum Toomy
Curtis Morrell Theriot
Frith Morisse Welch
Guillory Murray Weston
Heaton Odinet Wiggins
Hebert Pierre Wilkerson
Holden Pratt Willard-Lewis
Hudson Quezaire Wright
Hunter Riddle
Total—56

ABSENT
Alario Green
Carter Hill
Forster Hopkins
Glover Jenkins
Total—11

The amendments were rejected.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Gautreaux
Alario Guillary
Alexander, A.—93rd Hammett
Ansardi Heaton
Barton Hebert
Baudoin Holden
Bayere Hudson
Bruce Hunter
Brun
Total—38

ABSENT
Alario Green
Carter Hill
Forster Hopkins
Glover Jenkins
Total—11

The amendments were rejected.

Rep. Quezaire moved the final passage of the bill, as amended.
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Quezaire 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. 1215—
BY REPRESENTATIVES MCMAINS AND DEWITT
AN ACT
To amend and reenact Code of Civil Procedure Art. 970(A), (B), and (C), relative to the motion for judgment on an offer of judgment; to provide for time for service of the offer, inadmissibility in other proceedings, and exclusion of attorney fees in the assessment of costs; and to provide for related matters.

Read by title.

Rep. McMains 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 Green Pinac
Alexander, R.—13th Guillory Powell
Ansardi Hammett Quezaire
Barton Heaton Riddle
Baudoin Hebert Romero
Bowen Hill Rousselle
Broome Holden Scallise
Brun Hopkins Schneider
Bruneau Hudson Shaw
Carter Hunter Smith, J.D.—50th
Chaissone Iles Smith, J.R.—30th
Clarkson Jetson Smith, J.R.—30th
Copelin Johns Stelly
Crane Kenney Strain
Curtis Kenney Theriot
Damico LeBlanc Thomas
Daniel Long Thornhill
DeWitt Marionneaux Travis
Dimos Martiny Walsworth
Doerge McCain Welch
Donelon McCallum Weston
Dupre McDonald Wiggins
Durand McMains Wilkerson
Farve Montgomery Willard-Lewis
Faucheux Morrell Windhorst
Flavin Morrish Winston
Frith Murray Wright
Fruge Odinet Wright

Total—99

NAYS

Alexander, R.—13th Diez Perkins
Bowler Fontenot Powell
Chaissone Lancaster Salter
Deville Michot Smith, J.D.—50th

Total—0

ABSENT

Alexander, A.—93rd
Baylor Jenkins Pratt
Broome
Chaissone
Donelon
Dupre
Durand
Farve
Faucheux
Flavin
Forster
Glover
Green
Hill

Total—13

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1228—
BY REPRESENTATIVES MCMAINS, DEWITT, AND VITTER
AN ACT
To amend and reenact Code of Civil Procedure Art. 1561 and to enact Code of Civil Procedure Art. 253.2, relative to transfer, reassignment, and consolidation of pending cases in the same court; to provide for procedures for consolidation of actions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Brun to Engrossed House Bill No. 1228 by Representative McMains, et al.
AMENDMENT NO. 1

On page 1, line 14, after "court," insert "unless agreed to by all parties, or"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Pinac
Alario Gautreaux Powell
Alexander, A.—93rd Green Pratt
Alexander, R.—13th Guillory Quezaire
Ansardi Hammett Riddle
Barton Heaton Romero
Baudoin Hebert Rousselle
Bayor Hill Salter
Bowler Holden Scalise
Bruce Hopkins Schneider
Brun Hudson Shaw
Bruneau Hunter Smith, J.D.—50th
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 Vitter
DeWitt Marionneaux Triche
Diez Martiny Walsworth
Dimos McCain Warner
Doerge McCallum Wingo
Donelon McDonald Welch
Dupre McMains West
Durand Michot Wiggins
Farve Montgomery Wilkerson
Faucheux Morrish Willard-Lewis
Flavin Murray Windhorst
Fontenot Odinet Winston
Forster Perkins Wright
Frith Pierre

Total—101

NAYS

Total—0

ABSENT

Glover Mitchell
Jenkins Morrell

Total—4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McMains 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. 1230—
BY REPRESENTATIVES McMAINS AND DEWITT
AN ACT
To amend and reenact Code of Civil Procedure Arts. 966(C) and (E) and 1915 and to repeal Code of Civil Procedure Art. 966(F) and (G), relative to motions for summary judgment; to establish and allocate the burden of proof; to authorize partial summary judgments; to provide with respect to renditions of partial summary judgments; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dimos on behalf of the Legislative Bureau to Engrossed House Bill No. 1230 by Representatives McMains and DeWitt

AMENDMENT NO. 1

On page 1, line 15, following "the" and before "is" change "mover" to "movant"

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

Motion

On motion of Rep. McMains, the bill, as amended, was returned to the calendar subject to call.

HOUSE BILL NO. 1263—
BY REPRESENTATIVES MARTINY AND MICHOT
AN ACT
To amend and reenact R.S. 9:2782(B) and (C)(1), relative to the fees charged for checks that are dishonored for nonsufficient funds; to increase the fee from fifteen dollars to thirty dollars; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dimos on behalf of the Legislative Bureau to Engrossed House Bill No. 1263 by Representatives Martiny and Michot

AMENDMENT NO. 1

On page 1, line 4, before "fee" insert "allowable"

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

Point of Order

Rep. Travis asked for a ruling from the Chair as to whether House Bill No. 1263 levies a fee increase and therefore would require the favorable vote of two-thirds of the elected members to finally pass the House.

Ruling of the Chair

The Chair ruled that the fee increase is not imposed by the state or its agencies, therefore does not require a two-thirds of the elected members to finally pass the House.
Rep. Martiny moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

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<td>Alexander, A.—93rd</td>
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<tr>
<td>Farve</td>
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<td>Total—2</td>
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The Chair declared the above bill failed to pass.

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

**HOUSE BILL NO. 1267—**

**BY REPRESENTATIVES SALTER AND THORNHILL**

To repeal R.S. 32:411(B)(1)(b), relative to taking of a driver’s license upon issuance of a traffic citation; to repeal certain exceptions to the prohibition on such taking; and to provide for related matters.

Read by title.

Rep. Salter moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

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<td>Frige</td>
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<tr>
<td>Gaultreaux</td>
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<table>
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<tr>
<th>ABSENT</th>
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<tr>
<th>NAYS</th>
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<tbody>
<tr>
<td>Farve</td>
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<td>Total—2</td>
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The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Travis 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. 1334—**

**BY REPRESENTATIVE WINSTON**

To amend and reenact R.S. 33:1236(47) and 1651, relative to the parish of St. Tammany; to provide relative to the location of the main administrative facility of the parish; to provide for location of such facility outside of the parish seat; to provide relative to housing of certain parish officials at such facility; and to provide for related matters.

Read by title.
Rep. Dimos, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Dimos on behalf of the Legislative Bureau to Engrossed House Bill No. 1334 by Representative Winston

**AMENDMENT NO. 1**

On page 2, line 5, following "St. Tammany" and before "shall be" insert "Parish"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Glover</th>
<th>Powell</th>
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<tbody>
<tr>
<td>Alario</td>
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<tr>
<td>Fruge</td>
<td>Pierre</td>
<td>Pinac</td>
</tr>
<tr>
<td>Gautreaux</td>
<td>Total—100</td>
<td></td>
</tr>
</tbody>
</table>

NAYS

| Total—0 |

ABSENT

Carter | Guillory | Mitchell |
| Deville | Jenkins | Mitchell |
| Total—5 |

The Chair declared the above bill was finally passed.

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

**HOUSE BILL NO. 1363—**

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY

AN ACT

To enact R.S. 6:121.3, R.S. 9:3556.2, R.S. 37:1806.1, and R.S. 51:1929.1 and 2389.1, relative to advisory opinions of the commissioner; to provide that advisory opinions shall not be considered as rules subject to the provisions of the Louisiana Administrative Procedure Act; and to provide for related matters.

Read by title.

Rep. Travis moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

Yeas

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Gautreaux</th>
<th>Pinac</th>
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<tbody>
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<tr>
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</table>

NAYS

| Total—0 |

ABSENT

| Ansardi | Martiny | Mitchell |
| Jenkins | Mitchell | Mitchell |
| Total—4 |
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Travis 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. 1440—**
BY REPRESENTATIVE R. ALEXANDER

AN ACT

To enact R.S. 36:259(BB)(3) and R.S. 40:5.11, relative to fluoridation of certain public water systems; to create the Fluoridation Advisory Board in the Department of Health and Hospitals and provide for the composition, powers, duties, functions, and compensation thereof; to establish a water fluoridation program in the Department of Health and Hospitals, office of public health, and provide for the functions thereof; to authorize rulemaking related to the fluoridation of public water systems; 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. 1529—**
BY REPRESENTATIVE WARNER

AN ACT

To designate that portion of Louisiana Highway 46 in St. Bernard Parish as the "St. Bernard Veterans Memorial Highway"; and to provide for related matters.

Read by title.

Rep. Warner moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
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<th>Pinac</th>
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<tbody>
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<td>Doerge</td>
<td>McCallum</td>
<td>Walsworth</td>
</tr>
</tbody>
</table>

Total—99

NAYS

Total—0

ABSENT

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<th>Jenkins</th>
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</thead>
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<td>Perkins</td>
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<tr>
<td>Frith</td>
<td>Pierre</td>
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</table>

Total—99

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Warner 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. 1535—**
BY REPRESENTATIVES DOWNER, R. ALEXANDER, BARTON, DIMOS, DUPRE, FLAVIN, JOHNS, LEBLANC, MCDONALD, MCMAINS, MICHOT, JOHN SMITH, STELLY, TRICHE, WIGGINS, ALARIO, CRANE, DANIEL, DEVILLE, DEWITT, DONELON, HEBERT, JETSON, LONG, AND RIDDLE

AN ACT

To amend and reenact the heading to Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, R.S. 39:54(B), 91, 92(A), and 93 and to enact R.S. 39:91(B)(3), relative to the expenditure of state funds; to provide for certain allowable uses of nonrecurring revenues; to restructure and rename the "Revenue Stabilization/Mineral Trust Fund" within the state treasury; to establish certain accounts within the fund; to provide for deposit of certain monies into the fund; to provide for allowable uses of monies in the fund; to provide for effective dates; 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.

**Speaker Pro Tempore Bruneau in the Chair**

**HOUSE BILL NO. 1628—**
BY REPRESENTATIVES DIMOS AND MCMAINS

AN ACT

To amend and reenact, Chapters 4, 5, 6, and 13 of Title I of Book III of the Civil Code, heretofore comprised of Articles 934 through 1074 and Articles 1415 through 1466, to comprise Articles 934 through 968 and Articles 1415 through 1429, Chapter 6 of Title II of Book III of the Civil Code, heretofore comprised of Articles 1570 through 1723, to comprise Articles 1570 through 1616, Civil Code Article 3506, Code of Civil Procedure Articles 27, 2825, 2826, 2828, 2825, 2881, 2932, 2951, 3001, 3004, 3011, 3278, 3301 through 3304, 3332, 3362, 3371, 3393, and 3394, R.S. 9:1521 and R.S. 9:2501, to enact R.S. 9:2441; to transfer and redesignate Civil Code Article 890.1 as R.S. 9:1400, and R.S. 9:1471 through 1474 as Code of Civil Procedure Articles 3295 through 3298 of Section 5 of Chapter
6 of Title III of Book VI; to redesignate Civil Code Article 1497 as Civil Code Article 1515; and to repeal Code of Civil Procedure Articles 2887, 2933, and 3155.1, and R.S. 9:2442 through 2445, all relative to the revision of the law of successions; to provide for intestate successions and the usufruct of the surviving spouse; to provide for commencement of successions, loss of succession rights, acceptance and renunciation of successions, and payment of the debts of an estate; to provide for testamentary dispositions; to provide for probate procedure; to provide for public sale of succession property; to provide for transitional provisions; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Dimos on behalf of the Legislative Bureau to Engrossed House Bill No. 1628 by Representatives Dimos and McMains

**AMENDMENT NO. 1**

On page 1, line 7, following "Article" and before the comma"," change "3506" to "3506 (28)"

**AMENDMENT NO. 2**

On page 1, line 9, following "2951" and before ", 3001" insert "(A)(1) and (B)"

**AMENDMENT NO. 3**

On page 1, line 11, following "9:" and before "; to" change "2441" to "2440"

**AMENDMENT NO. 4**

On page 1, line 11, following "Art." and before "is" change "3506" to "3506 (28)"

**AMENDMENT NO. 5**

On page 1, line 11, following "No" insert "A.(1)"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Copelin to Engrossed House Bill No. 1628 by Representatives Dimos and McMains

**AMENDMENT NO. 1**

On page 1, line 7, after "Section 11." delete the remainder of the line and delete line 8 in its entirety and insert in lieu thereof "The provisions of Sections 1 through 4 and 6 through 11 of this Act shall become effective on July 1, 1999.

Rep. Copelin moved the adoption of the amendments.


By a vote of 68 yeas and 29 nays, the amendments were adopted.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Riddle to Engrossed House Bill No. 1628 by Representatives Dimos and McMains

**AMENDMENT NO. 1**

On page 1, line 7, after "fourteen" and insert "sixteen"

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

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

**ROLL CALL**

The roll was called with the following result:
The Chair declared the above bill was finally passed. The title of the above bill was read and adopted. Rep. Dimos 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. 1750—
   BY REPRESENTATIVE MCCAIN
   AN ACT
To enact R.S. 33:103(C)(1)(j) and 2536.3 and R.S. 40:401.10, relative to the compensation of members of certain boards in certain municipalities; to authorize payment of per diem to members of such boards for attendance at meetings and to provide otherwise relative to such per diem; and to provide for related matters.
Read by title.
Rep. McCain 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  Green  Powell
Alexander, R.—13th  Guillory  Pratt
Ansardi  Hammett  Quezaire
Barton  Heaton  Riddle
Baudoin  Hebert  Romero
Baylor  Hill  Rousseau
Brower  Holden  Salter
Bruce  Hopkins  Scalise
Brun  Hudson  Schneider
Bruneau  Hunter  Shaw
Carter  Iles  Smith, J.D.—50th
Chaisson  Jetson  Smith, J.R.—30th
Clarkson  Johns  Stelly
Copelin  Kenney  Theriot
Crane  Kenney  Theriot
Damico  Landrieu  Thomas
Daniel  LeBlanc  Thornhill
Deville  Long  Toomy
DeWitt  Marionneaux  Travis
Diez  McCain  Triche
Dimos  McCallum  Vitter
Doerge  McDonald  Walsworth
Doneon  McMains  Warner
Dupre  Michot  Welch
Durand  Mitchell  Weston
Farve  Montgomery  Wiggins
Faucheux  Morrell  Wilkerson
Flavin  Morrish  Willard-Lewis
Fontenot  Murray  Windhorst
Forster  Odetin  Winston
Frith  Perkins  Wright
Total—102

NAYS

Mr. Speaker  Fruge  Pierre
Alario  Gautreaux  Pinac
Alexander, A.—93rd  Green  Powell
Alexander, R.—13th  Guillory  Pratt
Ansardi  Hammett  Quezaire
Barton  Heaton  Riddle
Baudoin  Hebert  Romero
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Brun  Hudson  Schneider
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Chaisson  Jetson  Smith, J.R.—30th
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Dimos  McCallum  Vitter
Doerge  McDonald  Walsworth
Doneon  McMains  Warner
Dupre  Michot  Welch
Durand  Mitchell  Weston
Farve  Montgomery  Wiggins
Faucheux  Morrell  Wilkerson
Flavin  Morrish  Willard-Lewis
Fontenot  Murray  Windhorst
Forster  Odetin  Winston
Frith  Perkins  Wright
Total—102

ABSENT

Glover  Jenkins  Martiny
Total—3

The Chair declared the above bill was finally passed. The title of the above bill was read and adopted. Rep. McCa moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1396—
   BY REPRESENTATIVES DUPRE, DOWNER, GAUTREAUX, ROUSSELLE, AND TRICHE AND SENATORS ROBICHAUX AND SIRACUSA
   AN ACT
To amend and reenact R.S. 38:291(A)(1) and (2) (introductory paragraph), 3342(A)(1) and (2), to enact R.S. 38:291(U) and 329, and to repeal R.S. 38:291(A)(2)(j), 331, and 3342(A)(4), and to repeal R.S. 38:3321 through 3330 and R.S. 38:3341 through 3347 and to provide for an effective date of those repeals, relative to levee districts; to remove Terrebonne Parish from the Atchafalaya Basin Levee District; to repeal the revenue allocations in Terrebonne Parish by the Atchafalaya Basin Levee District; to create a levee district consisting of Terrebonne Parish and designated as the Terrebonne Levee and Conservation District;
to provide for the powers and duties of the board of commissioners of the district; to provide for an effective date; and to provide for related matters.

Read by title.

Suspension of the Rules

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Triche to Engrossed House Bill No. 1396 by Representative Dupre, et al.

AMENDMENT NO. 1

On page 1, at the end of line 2, after the comma "," insert and "F(1) and (2),"*

AMENDMENT NO. 2

On page 1, line 14, after "date;" and before "and to" insert to remove Lafourche Parish from the limits of the Lafourche Basin Levee District;"*

AMENDMENT NO. 3

On page 2, line 2 after "paragraph)," insert "and F(1) and (2),"*

AMENDMENT NO. 4

On page 3, between lines 4 and 5, insert the following:

"§291. Naming; limits of districts; composition of boards

* * * *

F. Lafourche Basin Levee District. (1)(a) All the parishes or parts of parishes, except the parishes of Orleans, Jefferson, and Plaquemines, lying in a district between the Bayou Lafourche, the Mississippi River, and the Gulf of Mexico heretofore known as the Third Levee District, and comprising a portion of the following parishes: Ascension, St. James, St. John the Baptist, St. Charles, and Assumption and Lafourche shall be embraced in the limits of a levee district to be known as the Lafourche Basin Levee District.

* * * *

(2) The governor shall appoint, in accordance with the provisions of R.S. 38:304, ten nine persons, one from each parish or part of a parish in the district, and four from the district at large, one of whom shall be appointed on the recommendation of the railroads of the district, to serve as levee commissioners.

* * * *"

AMENDMENT NO. 5

On page 7, between lines 21 and 22, insert the following:

"Section 5. The proceeds of all taxes, except as provided in R.S. 38:333(A), to be paid to the South Lafourche Levee District, collected for the calender year 1997 on the effective date of this Act and the proceeds of such taxes collected after such effective date on all properties taxed in Lafourche Parish by the Lafourche Basin Levee District shall be remitted to the North Lafourche Conservation, Levee, and Drainage District by the Board of Commissioners of the Lafourche Basin Levee District. Any state revenue sharing funds for Fiscal Year 1995-1996 payable and for the Fiscal Year 1996-1997 which are appropriated, allocated, or payable to the Lafourche Basin Levee District after the effective date of this Act shall be paid by the state treasurer and shall be available for use by the Board of Commissioners of the North Lafourche Conservation, Levee, and Drainage District."

AMENDMENT NO. 6

On page 7, line 22, after "Section" and before "This" change "5." to "7."

Point of Order

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

Ruling of the Chair

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

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

Rep. Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Glover Powell
Alario Green Pratt
Alexander, A.—93rd Guillory Quezaire Riddle
Ansardi Hammett Riddle
Barton Heaton Romero
Baudoin Hebert Rousselle
Baylor Hill Salter
Brower Holden Scalice
Bruce Hopkins Schneider
Brun Hudson Shaw
Bruneau Hunter Smith, J.D.—50th
Carter Iles Smith, J.R.—30th
Chaisson Johns Smiley
Clarkson Kenney Strain
Copelin Lancaster Theriot
Crane Landrieu Thomas
Curtis LeBlanc Thompson
Damico Long Thornhill
Deville Marionneaux Toomy
DeWitt Martiny Toomy
Diez McCain Travis
Dimos McCallum Trique
Doerge McDonald Vitter
Donelon McMain Walsworth

* * *
Rep. McMains moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

<table>
<thead>
<tr>
<th>Rep.</th>
<th></th>
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</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Gautreaux</td>
</tr>
<tr>
<td>Alario</td>
<td>Glover</td>
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<td>Alexander, A.—93rd</td>
<td>Green</td>
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**NAYS**

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<td>Perkins</td>
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<td>Smith, J.D.—50th</td>
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<td>Smith, J.R.—30th</td>
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<td>Strain</td>
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<td>Winston</td>
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**Total—102**

**ABSENT**

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<tr>
<td>Travis</td>
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</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Dupre 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. Winston, and under a suspension of the rules, the above roll call was corrected to reflect her as voting yea.
HOUSE BILL NO. 1826—
BY REPRESENTATIVE QUEZAIRE
AN ACT
To enact R.S. 30:2011.2, relative to environmental justice; to provide for studies; to provide for minority populations; to provide for toxic discharges; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Fontenot to Engrossed House Bill No. 1826 by Representative Quezaire

**AMENDMENT NO. 1**

On page 2, after line 8, add the following:

"C. The department shall not commence the study authorized in this Section until funds have been specifically approved for the study by the legislature. The department shall not divert existing funds or fees from other budgeted programs to fund this study but may provide in-kind services to match any federal grants received."

Rep. Fontenot moved the adoption of the amendments.

Rep. Quezaire objected.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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<td>Alario</td>
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<td>Alexander, R.—13th</td>
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<td>Hopkns</td>
<td>Smith, J.D.—50th</td>
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<td>Barton</td>
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**NAYS**

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<td>Total—13</td>
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The amendment was adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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<td>Mr. Speaker</td>
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**NAYS**

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<td>Forster</td>
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**Total—8**

**Total—2**

**ABSENT**

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<td>Schneider</td>
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<tr>
<td>Curtis</td>
<td>Jenkins</td>
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</tbody>
</table>

838
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Quezaire 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 joint motion of Reps. Kennard and Fontenot, and under a suspension of the rules, the above roll call was corrected to reflect their voting yea.

**HOUSE BILL NO. 1830—**

**BY REPRESENTATIVE JACK SMITH AND ROUSSELLE**

**AN ACT**

To amend and reenact R.S. 47:463.3(A), 463.5(B), 463.6(B)(3), 463.9(B), 463.10, 463.12(B), 463.14(C), 463.16(D), 463.22(B), 463.23(B), 463.24(B), 463.28(C), 463.30(B), 463.32(E), 463.33(B), 463.36(B), 463.37(B), 463.39(C), 463.40(C), 463.41(E), and 463.42(B) and to repeal R.S. 47:463.39(D) and 463.40(D) and (E), relative to motor vehicle registration; to repeal the fees for certain prestige license plates; and to provide for related matters.

Read by title.


**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
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<tbody>
<tr>
<td>Mr. Speaker Gauthreaux Perkins</td>
</tr>
<tr>
<td>Alario Glover Pierre</td>
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<tr>
<td>Alexander, A.—93rd Green Pinac</td>
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<td>Baudoin Hebert Riddle</td>
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<tr>
<td>Baylor Hill Romero</td>
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<td>Bowler Holden Rousselle</td>
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<td>Bruce Hopkins Salter</td>
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<td>Brun Hudson Scalese</td>
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<td>Bruneau Hunter Shaw</td>
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<tr>
<td>Carter Iles Smith, J.D.—50th Smith, J.R.—30th</td>
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<td>Chaisson Kennedy Theriot</td>
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<td>Curtis Lancaster Thomas</td>
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<td>Damico Landrieu Thompson</td>
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<td>Daniel LeBlanc Thornhill</td>
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<td>Deville Long Toomy</td>
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<td>DeWitt Marionneaux Triche</td>
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<td>Diez Martiny Tichrie</td>
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<td>Dimos McCain Vitter</td>
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<td>Doerge McCallum Walsworth</td>
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<td>Fauchex Mitchell Wiggins</td>
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<td>Fontenot Morrell Willard-Lewis</td>
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<td>Forster Morris Windhorst</td>
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<td>Frith Murray Winston</td>
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<td>Frige NAYS</td>
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<td>Total—3</td>
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The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Jack Smith 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. 1861—**

**BY REPRESENTATIVES WRIGHT AND BRUCE**

**AN ACT**

To amend and reenact R.S. 30:2531(D)(1), relative to littering offenses; to provide for penalties; and to provide for related matters.

Read by title.

Rep. Wright moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
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<tbody>
<tr>
<td>Mr. Speaker Gautreaux Pinac</td>
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<tr>
<td>Alario Glover Powell</td>
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<td>Alexander, A.—93rd Green Pratt</td>
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<td>Barton Heaton Romero</td>
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<td>Baudoin Hebert Rousselle</td>
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<td>Frith Perkins Wright</td>
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<td>Frige NAYS</td>
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<td>Total—95</td>
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<td>Total—0</td>
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</table>
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Wright 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. 1958—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 33:381(A) and (B), 386(D), 404(A)(1), 426, and 441(B) and to enact R.S. 33:406(A)(3), relative to Lawsonson Act municipalities; to provide relative to the authority of the mayor and the board of aldermen on matters including revenues and debt, the adoption of resolutions, oversight of the street commissioner, and the appointment of a municipal magistrate; to provide relative to terms of certain municipal officials; to provide relative to other positions which mayors and aldermen may hold; to provide relative to limits on the authority of the mayor; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dimos on behalf of the Legislative Bureau to Engrossed House Bill No. 1958 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 12, following "R.S." and before "381(A)" insert "33:" On motion of Rep. Dimos, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Toomy to Engrossed House Bill No. 1958 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 12, change "426, and 441(B)" to "and 426"

Rep. Toomy moved the adoption of the amendments.


By a vote of 36 yeas and 62 nays, the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frith Pierre
Alario Fruge Pinac
Alexander, A.—93rd Gautreaux Powell
Ansardi Glover Pratt
Barton Green Quezaire
Baudoin Guillory Riddle
Baylor Hammett Romero
Bowler Heaton Roussele
Bruce Hebert Salter
Brun Hill Scalise
Bruneau Holden Schneider
Carter Hopkins Shaw
Chaisson Hudson Smith, J.D.—50th
Clarkson Iles Smith, J.R.—30th
Copelin Johns Stelly
Crane Kennard Strain
Curtis Kenney Theriot
Damico Lancaster Thomas
Daniel Landrieu Thompson
Deville LeBlanc Thornhill
DeWitt Long Toomy
Diez Marionneaux Travis
Dimos Martiny Triche
Doerge McDonald Vitter
Donelon McMains Warner
Dupre Michot Welch
Durand Montgomery Wiggins
Farve Morrell Willard-Lewis
Faucheux Morrish Windhorst
Flavin Murray Winston
Fontenot Odinet Wright
Forster Perkins
Total—95
Speaker Downer in the Chair

HOUSE BILL NO. 2073—
BY REPRESENTATIVE FAUCHEUX
AN ACT
To enact R.S. 33:4570.11, to create a recreation and park commission in certain parishes; to provide for the composition, operation, powers, and duties of such commission which powers shall include, subject to voter approval, the incurring of debt and the levy of ad valorem taxes; to provide for a recreation director, who shall be an employee of the board, and his duties and responsibilities; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Engrossed House Bill No. 2073 by Representative Faucheux

AMENDMENT NO. 1
On page 2, delete lines 5 through 12 and insert the following:

"(a) Two shall be appointed by the parish president or the police jury president, subject to approval of the parish council or police jury, from a list of four nominations submitted by the Chamber of Commerce active in the parish.

(b) Two shall be appointed by the parish president or the police jury president, subject to approval of the parish council or police jury, from a list of four nominations submitted by the principals and athletic directors of public high schools in the parish.

(c) One shall be appointed by the parish president or the police jury president, subject to approval of the parish council or police jury, from a list of two nominations submitted by the parish sheriff.

(d) Four shall be appointed by the parish president or the police jury president, subject to approval of the parish council or police jury, from a list of nominations compiled from one nomination from each member of the parish council or police jury.

(e) Any vacancy which is not filled within sixty days after the occurrence of the vacancy shall be filled by appointment of the governor from nominations submitted by the parish delegation in the parish;"

AMENDMENT NO. 2
On page 2, line 14, between "of" and "members" change "two" to "three"

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

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

ROLL CALL

The roll was called with the following result:

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

NAYS
Alexander, R.—13th McCallum Wilkerson
Hunter Walsworth
Total—5

ABSENT
Jenkins McCain Weston
Jetson Mitchell
Total—5

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. 2245—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 33:404.1 and 405(G) and to repeal R.S. 33:405(H), relative to the compensation of municipal officials; to provide relative to the compensation of aldermen; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker            Green            Quezaire
Alario                Guilory            Riddle
Alexander, A.—93rd  Hammett            Romero
Alexander, R.—13th   Heaton             Rousselle
Ansardi               Hill               Saller
Barton                Holden             Scallise
Baudoin               Hopkins            Schneider
Bayor                 Hunter             Shaw
Bowler                Johns              Smith, J.D.—50th
Bruce                 Kennard           Smith, J.R.—30th
Bruneau               Lancaster         Stelly
Clarkson              Landrieu          Theriot
Copelin               LeBlanc           Thomas
Curtis                Marionneaux       Thompson
Danico                Martiny           Thornhill
Deville               McCain            Toomy
Diez                  McDonald          Triche
Doerge                McMains           Warner
Durand                Michot            Welch
Farve                 Montgomery        Weston
Faucheux              Morrell           Wiggins
Flavin                Morrise           Wilkerson
Fontenot              Murray            Willard-Lewis
Forster               Odinet            Windhorst
Frith                 Pierre            Wright
Fruge                 Pinac             *     *     *
Gautreaux             Powell            McCallum
Glover                Pratt             Mitchell

Total—82

NAYS

Brun                  Dimos             Perkins
Chaisson              Donelon           Vitter
Crane                 Iles              Walsworth
Daniel                Kenney            Winston

Total—12

ABSENT

Carter                Hudson            McCallum
DeWitt                Jenkins           Mitchell
Dupre                 Jetson            Strain
Hebert                Long

Total—11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 2293 (Substitute for House Bill No. 24 by Representative Flavin, et al.)—
BY REPRESENTATIVES FLAVIN, A. ALEXANDER, CLARKSON, DIEZ, DIMOS, DOWNER, DUPRE, FONTENOT, FRITH, FRUGE, GUILORY, HEATON, HILL, HUDSON, ILES, JOHN, MARTINY, MCDONALD, MCMAINS, MICHOT, MITCHELL, ODINET, PIERRE, ROUSSELLE, SALTER, SHAW, STELLEY, STRAIN, AND TRICHE AND SENATORS BARHAM, BEAN, COX, DEAN, HAINDEL, ROBICHAUX, SCHEDLER, AND SHORT
AN ACT
To amend and reenact Code of Criminal Procedure Art. 219, relative to agents of the Federal Bureau of Investigation; to grant the agents qualified immunity under certain circumstances; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Copelin to Engrossed House Bill No. 2293 by Representative Flavin, et al.

AMENDMENT NO. 1
On page 1, after "to" and before "relative" delete "amend and reenact Code of Criminal Procedure Art. 219" and insert in lieu thereof "enact R.S. 9:2793.1(C),"

AMENDMENT NO. 2
On page 1, line 7, after "Section 1." delete the remainder of the line and on line 8 delete "reenacted" and insert in lieu thereof "R.S. 9:2793.1(C) is hereby enacted"

AMENDMENT NO. 3
On page 1, delete lines 9 through 14 in their entirety

AMENDMENT NO. 4
On page 2, before line 1, insert the following:

§2793.1. Immunity from liability for public entities; fire department; law enforcement agency; public emergencies; F.B.I. agents

*      *      *

AMENDMENT NO. 5
On page 2, at the beginning of line 1, change "B." to "C."

Rep. Copelin moved the adoption of the amendments.


By a vote of 66 yeas and 30 nays, the amendments were adopted.

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

ROLL CALL
The roll was called with the following result:
### HOUSE BILL NO. 9—
**BY REPRESENTATIVE BRUNEAU**

**AN ACT**

To amend and reenact R.S. 9:2796(A), relative to offenses and quasi offenses; to limit liability of krewes conducting parades held on streets or waterways, or in buildings; and to provide for related matters.

Read by title.

Rep. Brun moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
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<tbody>
<tr>
<td>Mr. Speaker Glover Pierre</td>
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<td>Alario Green Pinac</td>
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<td>Gauthreaux Oinet Wright</td>
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<td>Total—96</td>
<td>NAYS—0</td>
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### HOUSE BILL NO. 15—
**BY REPRESENTATIVE BRUN**

**A JOINT RESOLUTION**

Proposing to amend Article III, Section 2(B) of the Constitution of Louisiana, relative to legislative sessions; to remove certain authority of the governor to call the legislature into extraordinary session; to provide relative to the objects of extraordinary sessions called upon legislative petition; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Brun moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
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<tbody>
<tr>
<td>Mr. Speaker Gautreaux Pierre</td>
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<td>Alario Glover Pinac</td>
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<td>Total—99</td>
<td>NAYS—0</td>
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</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Brun 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. 293—**

**BY REPRESENTATIVE TRAVIS**

**AN ACT**

To amend and reenact R.S. 9:3559(A) and 3564(A)(7), relative to consumer loans; to provide that those presently licensed to make supervised loans shall be licensed to make consumer loans; and to provide for related matters.

Read by title.

<table>
<thead>
<tr>
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<tr>
<td>Alexander, A.—93rd</td>
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<td>Alexander, R.—13th</td>
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<td>Gautreaux</td>
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<td>Total—52</td>
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<td>Carter</td>
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<td>Farve</td>
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<tr>
<td>Hammett</td>
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<td>Total—11</td>
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</tbody>
</table>

The chair declared the above bill, not having received a two-thirds vote of the elected members, failed to pass.

Rep. DeWitt 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 joint motion of Reps. LeBlanc and Triche and under a suspension of the rules, the above roll call was corrected to reflect their voting nay.

### HOUSE BILL NO. 306—

**BY REPRESENTATIVE DOWNER**

**AN ACT**

To amend and reenact R.S. 32:411(B)(2) and to enact R.S. 32:393(H) and 398(I), relative to drivers' licenses; to require law enforcement officers to take certain actions when it is determined that a driver who has been involved in an accident or is charged with a traffic violation has a medical condition which could result in possible suspension or revocation of his driver's license; and to provide for related matters.

Read by title.
Rep. Diez sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Diez to Engrossed House Bill No. 306 by Representative Downer

**AMENDMENT NO. 1**

On page 1, at the end of line 2, after "R.S. 32:393(H)" delete "and" and insert in lieu thereof a comma ",".

**AMENDMENT NO. 2**

On page 1, at the beginning of line 3, after "398(I)," insert "and 414(N)"

**AMENDMENT NO. 3**

On page 1, line 7, after "license;" insert "to provide for the suspension of driver's licenses of persons who have issued dishonored checks to the office of motor vehicles;"

**AMENDMENT NO. 4**

On page 1, line 10, after "R.S. 32:393(H)" change "and" to a comma "," and after "398(I)" insert the words "and 414(N)"

**AMENDMENT NO. 5**

On page 3, after line 10, insert the following:

```
§414. Suspension, revocation, and cancellation of licenses; judicial review

*          *          *

N. The department may suspend the driver's license of any person who has paid taxes or fees to the office of motor vehicles with a check which has subsequently been dishonored for insufficient funds, if the person fails to redeem the check within ten days of notice that it has been dishonored. Any license so suspended shall remain suspended until all pending assessments against the person, including the reinstatement fee provided for in Subsection H of this Section, have been paid in cash.
```

**Point of Order**

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

**Ruling of the Chair**

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

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

Rep. Diez moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Gautreaux</td>
<td>Perkins</td>
</tr>
<tr>
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The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Diez 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. 343—**

**BY REPRESENTATIVES TRICHE AND THORNHILL**

**AN ACT**

To amend and reenact R.S. 38:308(A) and 310 and to enact R.S. 38:329, relative to boards of commissioners of levee and levee and drainage districts; to provide for payment of per diem and reimbursement of travel expenses; to provide for expenses of the board members as delegates to flood relief conventions; to prohibit participation in the State Employees Retirement System or any state health insurance programs; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Triche, the bill was returned to the calendar subject to call.
HOUSE BILL NO. 355—
BY REPRESENTATIVE HEATON
AN ACT
To amend and reenact R.S. 34:855.3(E) and (F), relative to personal watercraft safety; to require persons operating a personal watercraft to be of a certain age; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 487—
BY REPRESENTATIVE WESTON
AN ACT
To enact R.S. 30:2531(D)(5), relative to penalties to be imposed for littering; to provide for the penalty to be imposed for littering on a Louisiana Byway; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Dimos on behalf of the Legislative Bureau to Engrossed House Bill No. 487 by Representative Weston

**AMENDMENT NO. 1**

On page 1, line 12, following "violation" and before "occurred" delete "has"

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

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

**ROLL CALL**

The roll was called with the following result:

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<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
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<tbody>
<tr>
<td>Mr. Speaker Gautreaux Pierre</td>
<td>Dimos Martin Trierre</td>
<td>Diez Marionneaux Travis</td>
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<td>Alario Glover Pinac</td>
<td>Doerge McCain Vitter</td>
<td>Donelon McCallum Warner</td>
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<tr>
<td>Alexander, A.—93rd Green Powell</td>
<td>Dupre McDonald Welch</td>
<td>Donelson Michot Westen</td>
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| Alexander, R.—13th Guillory Pratt | Durand Mitchell Wiggins | Farve Flaylik Wilkes :
| Ansardi Hammett Quezaire | Flavin Morrel Willard-Lewis | Fontenot Morrish Windhorst |
| Barton Heaton Riddle | Forster Murray Winston | Frith Oidinet Wright |
| Baudoin Hebert Romero | Fruege Perkins Witty | Total—101 |
| Baylor Holden Rousselle | Total—0 |
| Bowler Holden Salter | NAYS |
| Bruce Hopkins Scalise | Total—4 |
| Brun Hudson Schneider | The Chair declared the above bill was finally passed. |
| Bruneau Hunter Shaw | The title of the above bill was read and adopted. |
| Chaisson Iles Smith, J.R.—30th | Rep. Weston moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table. |
| Clarkson Jetson Smith, J.D.—50th | HOUSE BILL NO. 514—
| Copelin Johns Stelly | BY REPRESENTATIVES DIMOS, ANSARDI, AND McMAINS
| Copelin Johns Stelly | AN ACT |
| Crane Kenmand Strain | To enact Chapter 3 of the Louisiana Code of Evidence, to be comprised of Articles 301 through 308, and to enact Louisiana Code of Evidence Article 804(B)(5), to repeal Civil Code Articles 1849, 1850, 1851, and 1852, and to provide for the redesignation of Louisiana Code of Evidence Articles 804(B)(5) and (6), all relative to evidence in civil proceedings; to provide for the definition, effect, and application of presumptions and prima facie evidence as used in legislation governing civil proceedings; to provide for definitions; to provide with respect to conclusive and rebuttable presumptions; to provide for jury instructions; to provide for a residual hearsay exception when the declarant is unavailable to testify; to repeal certain Civil Code Articles relative to presumptions; and to provide for related matters. |
| Curtis Kenney Sheri | Read by title. |
| Damico Lancaster Thomas | Rep. Dimos moved the final passage of the bill. |
| Daniel Landrieu Thompson | **ROLL CALL** |
| DeVille LeBlanc Thornhill | The roll was called with the following result: |
| DeWitt Long Toomy | YEAS |
| Diez Marionneaux Travis | Mr. Speaker Gautreaux Pierre |
| Dimos Martin Trierre | Alario Glover Pinac |
| Doerge McCain Vitter | Alexander, A.—93rd Green Powell |
| Donelson McCallum Warner | Alexander, R.—13th Guillory Pratt |
| Donelson Michot Westen | Ansardi Heaton Quezaire |
| Dupre McDonald Welch | Barton Hebert Riddle |
| Durand Mitchell Wiggins | Baudoin Hebert Romero |
| Farve Flaylik Wilkes | Baylor Holden Rousselle |
| Faucheux Montgomery Wilkerson | Bowler Hopkins Salter |
| Flavin Morrel Willard-Lewis | Bruce Hudson Scalise |
| Fontenot Morrish Windhorst | Brody Perkins Witty |
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Dimos 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.
provide for submission of the proposed amendment to the electors; 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**

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<tr>
<th>Mr. Speaker</th>
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<td>Fruge</td>
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Total—97

**NAYS**

Total—0

**ABSENT**

Curtis       Jenkins       Strain

Dimos        Mitchell      Thomas

Hunter       Schneider     

Total—8

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

The title of the above bill was read and adopted.

Rep. 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.

**Suspension of the Rules**

On motion of Rep. McCain, 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**

**HOUSE BILLS**

April 22, 1997

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

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

House Bill No. 491

Returned with amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

**Introduction of Resolutions, House and House Concurrent**

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

**HOUSE CONCURRENT RESOLUTION NO. 132—**

BY REPRESENTATIVES POWELL, FONTENOT, KENNARD, MCMAINS, PERKINS, AND TRAVIS

A CONCURRENT RESOLUTION

To commend and congratulate the Albany High School Lady Hornets on their winning the 1997 state championship for Class 3A girls basketball.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 133—**

BY REPRESENTATIVE WELCH

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Carl Stewart, the legendary basketball coach of Southern University, and to record the tribute of the legislature for this remarkable man who has left a significant legacy to the state in the young people he guided and inspired.

Read by title.

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

Ordered to the Senate.
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. 2336**
- **By Representative Pratt**
- **AN ACT**
- To amend and reenact R.S. 40:1300.42(D), to enact R.S. 40:1300.42(A)(5), and to repeal R.S. 40:1300.43(E), relative to smoking in certain public places; to include restaurants in the list of public places where the smoking of tobacco in any form is prohibited; to prohibit the specific designation of a smoking area in a restaurant; to delete the provision which authorizes the owner, operator, or manager of a restaurant to maintain smoking and nonsmoking areas in the restaurant according to customer demand; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2337**
- **By Representative Thomas**
- **AN ACT**
- To amend and reenact R.S. 40:1299.41(A)(1) and 1299.41(A)(2), relative to the Medical Malpractice Act; to include certain corporations, partnerships, and limited liability companies within the definition of "health care provider"; to provide for malpractice coverage; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2338**
- **By Representative Gautreaux**
- **AN ACT**
- To amend and reenact R.S. 56:427(A), relative to lease of waterbottoms for oyster production; to provide that applications for lease shall remain valid until a survey is made; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2339**
- **By Representative Daniel**
- **AN ACT**
- To enact R.S. 17:1602, to enable the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to assess a student technology fee; to authorize the board to provide for the assessment of such fee at Louisiana State University and Agricultural and Mechanical College; to provide for the use of the proceeds thereof; to provide for reports; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 2340**
- **By Representative Martiny**
- **AN ACT**
- To amend and reenact Code of Criminal Procedure Arts. 871(B) and (C), relative to the affixing of fingerprints to the bill of indictment; to require that the fingerprints of persons convicted of certain misdemeanor crimes must be affixed to the bill of indictment; and to provide for related matters.

Read by title.

**House Bills**

**Reports of Committees**

The following reports of committees were received and read:
Report of the Committee on Civil Law and Procedure
April 22, 1997

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Civil Law and Procedure to submit the following report:

- House Bill No. 41, by Riddle
  Reported with amendments. (11-0) (Regular)
- House Bill No. 284, by McCain
  Reported favorably. (10-0) (Regular)
- House Bill No. 631, by Windhorst
  Reported with amendments. (11-0) (Regular)
- House Bill No. 660, by Riddle
  Reported by substitute. (7-2)
- House Bill No. 1064, by Johns
  Reported with amendments. (8-2) (Regular)
- House Bill No. 1072, by McCallum
  Reported with amendments. (11-1) (Regular)
- House Bill No. 1179, by McMains
  Reported favorably. (11-0) (Regular)
- House Bill No. 1327, by Thompson
  Reported with amendments. (12-0) (Regular)
- House Bill No. 1328, by Thompson
  Reported favorably. (11-0) (Regular)
- House Bill No. 1329, by Thompson
  Reported favorably. (10-0) (Regular)
- House Bill No. 1392, by Riddle
  Reported favorably. (11-0) (Regular)
- House Bill No. 1881, by Green
  Reported with amendments. (11-0) (Regular)

F. CHARLES McMAINS, JR.
Chairman

Report of the Committee on Transportation, Highways and Public Works
April 22, 1997

To the Speaker and Members of the House of Representatives:

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

- House Concurrent Resolution No. 84, by Windhorst
  Reported favorably. (11-0)
- House Concurrent Resolution No. 90, by Windhorst
  Reported favorably. (11-0)
- House Bill No. 354, by Fruge
  Reported favorably. (12-0) (Regular)
- House Bill No. 378, by Alario
  Reported favorably. (11-0) (Regular)
- House Bill No. 430, by Weston
  Reported favorably. (11-0) (Regular)
- House Bill No. 589, by Fruge
  Reported with amendments. (8-5) (Regular)
- House Bill No. 885, by Marionneaux
  Reported with amendments. (9-1) (Regular)
- House Bill No. 906, by R. Alexander
  Reported with amendments. (9-3) (Regular)
- House Bill No. 934, by Hebert
  Reported with amendments. (12-0) (Regular)
- House Bill No. 1172, by Forster
  Reported favorably. (12-0) (Regular)
- House Bill No. 1173, by Forster
  Reported favorably. (12-0) (Regular)
- House Bill No. 1195, by Wiggins
  Reported favorably. (12-0) (Regular)
- House Bill No. 1196, by Wiggins
  Reported with amendments. (7-4) (Regular)
- House Bill No. 1530, by Windhorst
  Reported favorably. (11-0) (Regular)
- House Bill No. 1538, by Fruge
  Reported with amendments. (12-0) (Regular)
- House Bill No. 1619, by Windhorst
  Reported favorably. (11-0) (Regular)
- House Bill No. 1620, by Windhorst
  Reported favorably. (11-0) (Regular)
- House Bill No. 1685, by Alario
  Reported favorably. (11-0) (Regular)
- House Bill No. 1746, by Hudson
  Reported with amendments. (11-0) (Regular)
- House Bill No. 1949, by Forster
  Reported with amendments. (5-4) (Regular)
- House Bill No. 1961, by Clarkson
  Reported favorably. (11-0) (Regular)

JOHN C. DIEZ
Chairman

Report of the Committee on Ways and Means
April 22, 1997

To the Speaker and Members of the House of Representatives:

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

- House Bill No. 399, by DeWitt
  Reported favorably. (9-0-1) (Regular)
- House Bill No. 773, by Wilkerson (Joint Resolution)
  Reported with amendments. (10-4) (Regular)
House Bill No. 819, by Faucheux
Reported with amendments. (11-0) (Regular)

House Bill No. 839, by Martiny
Reported favorably. (11-0) (Regular)

House Bill No. 1028, by Alario
Reported with amendments. (11-0) (Regular)

House Bill No. 1129, by Alario
Reported favorably. (9-0-1) (Regular)

House Bill No. 1532, by Bruce
Reported with amendments. (9-0-1) (Regular)

House Bill No. 1533, by Chaisson
Reported favorably. (9-0-1) (Regular)

JOHN A. ALARIO, JR.
Chairman

House Bills and Joint Resolutions on Second Reading to be Referred

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

Motion

On motion of Rep. Landrieu, the Committee on Civil Law and Procedure was discharged from further consideration of House Bill No. 1819.

HOUSE BILL NO. 1819—
BY REPRESENTATIVE LANDRIEU
AN ACT
To enact R.S. 23:1006.1, relative to discriminatory practices; to prohibit discriminatory practices because of actual or perceived sexual orientation; to provide for definitions; and to provide for related matters.

Read by title.

On motion of Rep. Landrieu, the above bill was recommitted to the Committee on Labor and Industrial Relations.

Senate Bills and Joint Resolutions on Second Reading to be Referred

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

Motion

On motion of Rep. Lancaster, the Committee on House and Governmental Affairs was discharged from further consideration of Senate Bill No. 746.

SENATE BILL NO. 746—
BY SENATORS HAINKE AND SCHEDLER
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.

Motion

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

Privileged Report of the Committee on Enrollment

April 22, 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. 114—
BY REPRESENTATIVE WELCH
A CONCURRENT RESOLUTION
To remember and to reflect on the life of Ennis William Cosby and the contributions that he made therein and to offer condolences to his family and friends.

HOUSE CONCURRENT RESOLUTION NO. 115—
BY REPRESENTATIVE MCMAINS
A CONCURRENT RESOLUTION
To commend and congratulate Cathy Seal of Tara High School and Mimi Barton of Cedarcrest-Southmoor Elementary School in Baton Rouge for their work as media specialists and for being recognized by being awarded statewide honors.

HOUSE CONCURRENT RESOLUTION NO. 116—
BY REPRESENTATIVE MONTGOMERY
A CONCURRENT RESOLUTION
To commend and congratulate William C. Allred upon his selection as Louisiana State Assistant Principal of the Year and to recognize his dedication to the field of education.

HOUSE CONCURRENT RESOLUTION NO. 120—
BY REPRESENTATIVES PRATT AND MURRAY
A CONCURRENT RESOLUTION
To express the condolences of the Louisiana Legislature upon the death of Deaconess Edna Wilson Carter Foster of New Orleans.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

On motion of Rep. Brun, the rules were suspended to permit the Committee on Education to add the following legislative instruments to its agenda without giving the notice required by House Rule 14.21(A).

House Bill No. 2243

Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended to permit the Committee on Appropriations to meet on adjournment on Wednesday, April 23, 1997.

Leave of Absence

Rep. Jenkins - 1 day

Adjournment

On motion of Rep. Landrieu, at 6:30 P.M., the House agreed to adjourn until Wednesday, April 23, 1997, at 1:30 P.M.

The Speaker of the House declared the House adjourned until 1:30 P.M., Wednesday, April 23, 1997.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, Emeritus