

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

FORTIETH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, May 28, 1997

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.

Morning Hour

ROLL CALL

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

PRESENT

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

Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright
Fruge	Perkins	
Total—104		

ABSENT

Mitchell
Total—1

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

Prayer

Prayer was offered by Rev. F. Williams.

Pledge of Allegiance

Rep. Bowler 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. Quezaire, the reading of the Journal was dispensed with.

On motion of Rep. Quezaire, the Journal of May 27, 1997, was adopted.

Petitions, Memorials and Communications

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

**State of Colorado
House Joint Resolution 97-1003**

BY REPRESENTATIVES May, Tucker, Allen, Anderson, Arrington, Dean, Dyer, Entz, Gotlieb, Grampsas, Kaufman, Lamborn, McPherson, Musgrave, Owen, Paschall, Pfiffner, Schauer, Schwarz, Sinclair, and Taylor;

also SENATORS Powers, B. Alexander, Ament, Arnold, Congrove, Hopper, Lacy, and Schroeder.

WHEREAS, The federal "Intermodal Surface Transportation Efficiency Act of 1991" (ISTEA) was designed to be the comprehensive solution to federal surface transportation funding since it replaced the 'Surface Transportation and Uniform Relocation Assistance Act of 1987', which marked the end of the interstate era; and

WHEREAS, The purpose of ISTEA is "to develop a National Intermodal Transportation System that is economically efficient and environmentally sound, provides the foundation for the Nation to compete in the global economy, and will move people and goods in an energy efficient manner"; and

WHEREAS, When it was proposed, ISTEA was designed to give states and local governments flexibility as to how federal moneys were to be spent in their regions but, in fact and practice, the new federal program specifies how these moneys are distributed as well as how they can be spent by states and local governments; and

WHEREAS, Examples of the types of categories for which specified percentages of ISTEA moneys may be spent include, but are not limited to, safety, enhancements, population centers over 200,000

people, areas with populations under 5,000 people, transportation projects in areas that do not meet the Clean Air Act standards, and minimum allocation, reimbursement and hold harmless programs; and

WHEREAS, For the six-year duration of ISTEA, Colorado will receive an estimated \$1.31 billion in federal moneys, compared to \$1.43 billion Colorado received in the previous six years; and

WHEREAS, Before the enactment of ISTEA, Colorado was permitted to use a portion of Interstate Maintenance Funds to increase vehicle carrying capacity, but under ISTEA, capacity improvements are limited to High Occupancy Vehicle (HOV) lanes or auxiliary lanes in nonattainment areas; and

WHEREAS, Since the six-year duration of ISTEA will end after the 1996 fiscal year, Congress will have to reauthorize ISTEA in order to continue the federal surface transportation funding to states and local governments; now, therefore,

Be It Resolved by the House of Representatives of the Sixty-first General Assembly of the State of Colorado, the Senate concurring herein:

That the Colorado General Assembly respectfully urges the 105th Congress of the United States to consider the following proposals as ISTEA comes under scrutiny for reauthorization:

- (1) Eliminate federal mandates, sanctions, and restrictions that the powers of the states and local governments to accomplish their individual transportation needs and reduce federal oversight and reporting requirements;
- (2) Transfer from the General Fund to the Highway Trust Fund, for distribution to the states, the 4.3 cents per gallon fuel tax added by the united States Congress in 1993; and
- (3) Allow the 2.5 cents per gallon fuel tax added by the United States Congress in 1990 to be deposited into the Highway Trust Fund and distributed to the states, given the demonstrated need for moneys for transportation systems.

Be It Further Resolved, That copies of this Resolution be sent to the President of the United States, the Speaker of the United States House of Representatives, the President of the United States Senate, the Speaker of the House and the President of the Senate of each state's legislature of the United States of America, and Colorado's Congressional delegation.

Charles E. Berry
Speaker of the House
of Representatives

Tom Norton
President of
the Senate

Judith Rodrigue
Chief Clerk of the House
of Representatives

Joan M. Albi
Secretary of
the Senate

**State of Colorado
House Joint Resolution 97-1011**

BY REPRESENTATIVES Owen, C. Berry, Grampas, May, Pfiffner, Epps, Adkins, Agler, K. Alexander, Allen, Anderson, Arrington, G. Berry, Dean, Faatz, Gotlieb, S. Johnson, Kaufman, Kreutz, Lamborn, McElhany, Morrison, Musgrave, Pankey, Paschall, Salaz, Schauer, Schwarz, Sinclair, Smith, Taylor, Tool, Tucker, T. Williams, Young, Entz, George, Lawrence, McPherson, Miller, Sullivant, Swenson, and Tupa; also SENATORS Rizzuto, Norton, B. Alexander, Ament, Arnold, Bishop, Blickensderfer, Chlouber, Coffman, Congrove, Dennis, Lacy, Mutzebaugh, Powers, Schroeder, Tebedo, and Wattenberg.

WHEREAS, The annual federal budget has not been balanced since 1969, and the federal public debt is now more than \$5 trillion, an amount equaling approximately \$20,000 for every man, woman, and child in America; and

WHEREAS, Continued deficit spending demonstrates an unwillingness or inability of both the federal executive and legislative branches to spend no more than available revenues; and

WHEREAS, Fiscal irresponsibility at the federal level is lowering our standard of living, destroying jobs, and endangering economic opportunity now and for the next generation; and

WHEREAS, The federal government's unlimited ability to borrow raises questions about fundamental principles and responsibilities of government, with potentially profound consequences for the nation and its People, making it an appropriate subject for limitation by the Constitution of the United States; and

WHEREAS, The Constitution of the United States vests the ultimate responsibility to approve or disapprove constitutional amendments with the People, as represented by their elected state legislatures, and opposition by a small minority in the United States Congress repeatedly has thwarted the will of the People that a balanced budget amendment to the Constitution should be submitted to the states for ratification; now, therefore,

Be It Resolved by the House of Representatives of the Sixty-first General Assembly of the State of Colorado, the Senate concurring herein:

That the General Assembly requests the United States Congress to expeditiously pass, and propose to the legislatures of the several states for ratification, an amendment to the Constitution of the United States requiring that, in the absence of a national emergency, the total of all federal appropriations made by the Congress for any fiscal year may not exceed the total of all estimated federal revenues for that fiscal year.

Be It Further Resolved, That copies of this Joint Resolution be sent to all members of the United States Senate and House of Representatives, and to the Secretary of State, and the presiding officers of both houses of the legislatures of each of the other states.

Charles E. Berry
Speaker of the House
of Representatives

Tom Norton
President of
the Senate

Judith Rodrigue
Chief Clerk of the House
of Representatives

Joan M. Albi
Secretary of
the Senate

**State of Colorado
House Joint Resolution 97-1027**

BY REPRESENTATIVES McPherson, Adkins, George, Kaufman, Pfiffner, T. Williams, Allen, Anderson, Arrington, G. Berry, Clarke, Dean, Epps, Gotlieb, Keller, Lamborn, Lawrence, Miller, Musgrave, Nichol, Paschall, Schwarz, Sinclair, Smith, Sullivant, Swenson, Tool, Udall, and Young;

also SENATORS Lacy, B. Alexander, Ament, Coffman, Congrove, Schroeder, Arnold, Bishop, Blickensderfer, Chlouber, Dennis, Duke, Feeley, Hernandez, Hopper, J. Johnson, Martinez, Matsunaka, Mutzebaugh, Norton, Pascoe, Perlmutter, Phillips, Powers, Reeves, Rizzuto, Rupert, Tanner, Tebedo, Thiebaut, Wattenberg, Weddig, Wells, and Wham.

WHEREAS, The federal "Personal Responsibility and Work Opportunity Reconciliation Act of 1996", Public Law 104-193, herein referred to as the "Act", was passed by the United States

House of Representatives on July 18, 1996, and the United States Senate on July 23, 1996, and signed into law by President Clinton on August 22, 1996; and

WHEREAS, Article III of such Act addresses the several states' obligation to provide child support enforcement services and mandates that the states adopt certain procedures for the location of an obligor and the establishment, modification, and enforcement of a child support obligation against such obligor; and

WHEREAS, The members of the Sixty-first General Assembly recognize the importance of assuring financial support for minor and dependent children; however, the General Assembly finds that those procedures specified in the Act include such far-reaching measures as the following:

(1) The necessity to implement the "Uniform Interstate Family Support Act", as approved by the American Bar Association and as amended by the National Conference of Commissioners on Uniform State Laws, which uniform act allows for the direct registration of foreign support orders and the activation of income-withholding procedures across state lines without any prior verification, certification, or other authentication that the child support order or the income-withholding form is accurate or valid and without a requirement that notice of such withholding be provided to the alleged obligor by any specified means or method, such as by first-class mail or personal service, to assure that the individual receives proper notice prior to the income-withholding;

(2) Liens to arise by operation of law against real and personal property for amounts of overdue support that are owed by a noncustodial parent who resides or owns property in the state, without the ability to determine if a lien exists on certain property;

(3) The obligation of the state to accord full faith and credit to such liens arising by operation of law in any other state, which results in inadequate notice and the inability of purchasers to have knowledge or notice of such liens;

(4) A duty placed upon employers to report all newly hired employees, whether or not the employee has a child support obligation, to a state directory of new hires within a restricted period of time after the employer hires the employee;

(5) The requirement that social security numbers be recorded when a person applies for a professional license, a commercial drivers license, an occupational license, or a marriage license, when a person is subject to a divorce decree, a support order, or a paternity determination or acknowledgment, or when an individual dies, whether or not the person has an obligation to pay child support;

(6) A requirement that the child support enforcement agency enter into agreements with financial institutions doing business in the state in order to develop, operate, and coordinate an unprecedented and invasive data match system for the sharing of account holder information with the child support enforcement agency in order to facilitate the potential matching of delinquent obligors and bank account holders;

(7) Procedures by which the state child support enforcement agency may subpoena financial or other information needed to establish, modify, or enforce a support order and to impose penalties for failure to respond to such a subpoena and procedures by which to access information contained in certain records, including the records of public utilities and cable television companies pursuant to an administrative subpoena; and

(8) Procedures interfering with the states' right to determine when a jury trial is to be authorized; and

WHEREAS, The Act mandates numerous, unnecessary requirements upon the several states that epitomize the continuing trend of intrusion by government into people's personal lives; and

WHEREAS, The Act offends the notion of notice and opportunity to be heard guaranteed to the people by the Due Process Clauses of the 5th and 14th Amendments to the Constitution of the United States; and

WHEREAS, The Act offends the 10th Amendment to the Constitution of the United States, which provides that "The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people."; and

WHEREAS, The United States Supreme Court has ruled in *New York v. United States*, II2 S. Ct. 2408 (1992), that Congress may not simply commandeer the legislative and regulatory processes of the states; and

WHEREAS, The Act imposes upon the several states further insufficiently funded mandates in relation to the costly development of procedures by which to implement the requirements set forth in the Act in order to preserve the receipt of federal funds under Title IV-D of the "Social Security Act" as amended, and other provisions of the Act; now, therefore,

Be It Resolved by the House of Representatives of the Sixty-first General Assembly of the State of Colorado, the Senate concurring herein:

That we, the members of the Sixty-first General Assembly, urge the Congress of the United States to amend or repeal those specific provisions of the federal "Personal Responsibility and Work Opportunity Reconciliation Act of 1996" set forth in this Resolution that place undue burden and expense upon the several states, that violate provisions of the Constitution of the United States, that impose insufficiently funded mandates upon the states in the establishment, modification, and enforcement of child support obligations, or that unjustifiably intrude into the personal lives of the law-abiding citizens of the United States of America.

Be It Further Resolved That copies of this Resolution be sent to the President of the United States, the Speaker of the United States House of Representatives, the President of the United States Senate, the Speaker of the House and the President of the Senate of each state legislature, and Colorado's Congressional delegation.

Charles E. Berry
Speaker of the House
of Representatives

Tom Norton
President of
the Senate

Judith Rodrigue
Chief Clerk of the House
of Representatives

Joan M. Albi
Secretary of
the Senate

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 27, 1997

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

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 195
Returned without amendments.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 27, 1997

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

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

Senate Concurrent Resolution Nos. 110, 122, and 124

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 122—
BY SENATOR EWING
A CONCURRENT RESOLUTION

To commend and congratulate M. Douglas Walton on being selected as an effective communicator through speech and art by the National Council on Communicative Disorders.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 124—
BY SENATOR BAGNERIS
A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Thelma L. Tucker Desselle Smith, wife, mother, grandmother, teacher, and civic activist.

Read by title.

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

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.

Message from the Senate

SENATE BILLS

May 28, 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. 321, 356, 706, 793, 882, 947, 952, 1005, 1033, 1171, 1252, 1301, 1305, 1343, 1371, 1512, 1530, 1556, and 1558

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Brun, 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. 321—
BY SENATOR MALONE AND REPRESENTATIVE BRUN
A JOINT RESOLUTION

Proposing to amend Article I, Section 10 of the Constitution of Louisiana, relative to the right to vote; to prohibit convicted felons from seeking or holding public office; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

SENATE BILL NO. 356—
BY SENATOR GREENE
AN ACT

To amend and reenact R.S. 18:2(9), 402(C)(1) and (2), (E)(1)(c) and (2)(c), 434(A)(1), 443(B)(1), 443.2(2)(a) and (7)(a), 444(B), 464(C)(1) and 467(3) and to repeal R.S. 18:444(I), 445.1, 551(B)(1)(b), and Part III of Chapter 6 of Title 18 of the Louisiana Revised Statutes of 1950, comprised of R.S. 18:1280.21 through 1280.27 and R.S. 18:1400.5, relative to election dates; to eliminate the requirement of holding the presidential preference primary, provisions for paying the costs and expenses thereof, and references to its date; and to provide for related matters.

Read by title.

SENATE BILL NO. 706—
BY SENATOR LANDRY
AN ACT

To enact R.S. 42:1123(24), relative to the Code of Governmental Ethics; to provide an exception from the code for certain gifts to public servants; and to provide for related matters.

Read by title.

SENATE BILL NO. 793—BY SENATORS BAGNERIS AND HINES
AN ACT

To amend and reenact R.S. 40:1299.39(A)(1)(a)(iv)(aa), relative to medical malpractice liability; to provide definitions; to provide for effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 882—BY SENATOR LANDRY
AN ACT

To amend and reenact R.S. 42:1113(D) and 1114(D), and to enact R.S. 42:1113(D)(2)(f) and 1114(E), relative to ethics; to prohibit certain contractual relationships between certain persons and certain governmental entities; to prohibit renewal of certain contracts between certain persons and certain governmental entities; to provide for the renewals and extensions of employment contracts with educational institutions; to require disclosure by certain persons of contracts and subcontracts; and to provide for related matters.

Read by title.

SENATE BILL NO. 947—BY SENATOR ROMERO
AN ACT

To amend and reenact R.S. 42:1102(18), relative to the code of governmental ethics; to provide for the definition of a public employee; and to provide for related matters.

Read by title.

SENATE BILL NO. 952—BY SENATORS HEITMEIER AND SMITH AND REPRESENTATIVE DEWITT
AN ACT

To enact R.S. 32:431(A)(5), relative to motor vehicles; to provide relative to driver's licenses; to require continued attendance in school to maintain a driver's license; to require maintenance of at least a 2.0 grade point average to acquire and maintain a driver's license; to provide for reporting procedures; to provide for cancellation of a driver's license; and to provide for related matters.

Read by title.

SENATE BILL NO. 1005—BY SENATOR MALONE
AN ACT

To enact R.S. 42:854, relative to health insurance; to authorize partial payment of health insurance premiums on behalf of certain public officials; and to provide for related matters.

Read by title.

SENATE BILL NO. 1033—BY SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 32:295.1(C), (D), (E), (F), (G), and (H), and to repeal R.S. 32:295.1(I), relative to motor vehicles; to provide relative to required safety belt usage during operation; to exempt taxicab drivers in certain instances; and to provide for related matters.

Read by title.

SENATE BILL NO. 1171—BY SENATORS HAINKEL, DARDENNE, AND EWING
AN ACT

To amend and reenact R.S. 39:1593, relative to state procurement contracts; to provide for facsimile solicitations for procurement in certain state contracts; to provide for certain documentation; to provide for competitive procurement methods other than sealed bids under certain circumstances; and to provide for related matters.

Read by title.

SENATE BILL NO. 1252—BY SENATOR BAGNERIS
AN ACT

To enact Chapter 18 of Title VIII of the Louisiana Children's Code, to be comprised of Arts. 917 through 922, relative to the motion, procedure, and grounds for expungement of court or agency records concerning juvenile activity; to provide an age limit for eligibility for expungement; to provide a framework of time requirements for eligibility; and to provide for related matters.

Read by title.

SENATE BILL NO. 1301—BY SENATOR DARDENNE
AN ACT

To enact R.S. 42:1123(10)(c) and (d), relative to the Code of Governmental Ethics; to exempt full-time higher education employees and Board of Regents employees from the two-year provisions of the Code of Governmental Ethics; to provide for contractual relationships between public higher education institutions and entities involved in educational and research activities; to exempt certain persons from the definition of public employee; and to provide for related matters.

Read by title.

SENATE BILL NO. 1305—BY SENATOR COX
AN ACT

To amend and reenact R.S. 47:101(A)(1), relative to returns and payment of tax; to require all individuals required to file a federal tax return, to file a state tax return; and to provide for related matters.

Read by title.

SENATE BILL NO. 1343—BY SENATOR BAGNERIS
AN ACT

To amend and reenact R.S. 9:334(A) and (E), relative to child custody dispute mediation; to establish qualifications of child custody dispute mediators who supervise co-mediation training; to provide regarding the authority to promulgate rules and regulations; and to provide for related matters.

Read by title.

SENATE BILL NO. 1371—BY SENATOR JOHNSON
AN ACT

To enact R.S. 47:322.1, relative to the state sales tax on hotel occupancy in parishes with a population of over four hundred seventy-five thousand; to establish a special fund in the state treasury; to provide for deposit of monies into the fund and allowable uses of monies in the fund; and to provide for related matters.

Read by title.

SENATE BILL NO. 1512—
BY SENATOR COX

AN ACT

To amend and reenact R.S. 22:215(A)(2) and 215.4, relative to health and accident insurance; to provide coverage for certain unmarried students under the age of twenty-four; and to provide for related matters.

Read by title.

SENATE BILL NO. 1530—

BY SENATORS CRAVINS AND ROMERO AND REPRESENTATIVE HUDSON

AN ACT

To amend and reenact R.S. 17:3217(11) and to enact Part III-B of Chapter 5 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1823, Part III-C of Chapter 5 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1824, Part III-D of Chapter 5 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1825, Part III-E of Chapter 5 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1826, and R.S. 17:3217(12), (13), (14) and (15), relative to institutions of higher education; to establish the Gulf Coast Community and Technical College; to establish the River Parishes Community College; to establish the West Bank Community College; to establish the Louisiana Delta Community College; to provide for the campuses of such institutions; to provide for the governance of such institutions; to provide for an arts and sciences division at each campus of such institutions; to provide relative to the management, operation, and programming of such institutions; and to provide for related matters.

Read by title.

SENATE BILL NO. 1556 (Substitute for Senate Bill No. 478 by Senator Jordan)—

BY SENATORS JORDAN AND LANDRY

AN ACT

To amend and reenact R.S. 32:414(A)(1)(b), (B)(2)(b), and (D)(1)(b), 667(B)(3), 668(B)(1)(c), and to enact R. S. 32:378.2(A)(2)(a)(iv); relative to driving privileges of DWI offenders; to provide restricted driving privileges to certain DWI offenders who install ignition interlock devices in their vehicles; and to provide for related matters.

Read by title.

SENATE BILL NO. 1558 (Substitute for Senate Bill No. 1534 by Senator Ellington)—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 40:1299.35.5(B)(3), (4), (6), (7), and (10) and (C)(2) and to reenact R.S. 40:1299.35.5(B)(1), (2), (5), (8), (9), (11), (12) and (13), (C)(1), and (D), relative to abortion procedures for minors, to clarify procedural provisions relative to a minor's application for judicial authorization of an abortion; to provide relative to hearings, delays, determinations, the exercise of appellate supervisory power, and expedition; to clarify and provide relative to evaluation and counseling sessions and reports to the court; to provide relative to court notification of parents or guardian of immature minors; to provide for severability; and to provide for related matters.

Read by title.

Privileged Report of the Legislative Bureau

May 28, 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. 14
Reported without amendments.

Senate Bill No. 27
Reported without amendments.

Senate Bill No. 66
Reported without amendments.

Senate Bill No. 145
Reported without amendments.

Senate Bill No. 150
Reported with amendments.

Senate Bill No. 235
Reported without amendments.

Senate Bill No. 485
Reported with amendments.

Senate Bill No. 574
Reported without amendments.

Senate Bill No. 682
Reported without amendments.

Senate Bill No. 893
Reported without amendments.

Senate Bill No. 1039
Reported without amendments.

Senate Bill No. 1093
Reported without amendments.

Senate Bill No. 1281
Reported without amendments.

Senate Bill No. 1363
Reported without amendments.

Senate Bill No. 1389
Reported with amendments.

Senate Bill No. 1441
Reported without amendments.

Respectfully submitted,

JIMMY N. DIMOS
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. 63—

BY REPRESENTATIVE WILKERSON

A RESOLUTION

To direct Louisiana State University Medical Center to establish an internship program for undergraduate college students who would not ordinarily have an opportunity to work directly in administrative or managerial positions in the medical field to allow such students to be exposed to the administrative and managerial functions involved in the delivery of health care services.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 194—

BY REPRESENTATIVE JOHN R. SMITH

A CONCURRENT RESOLUTION

To memorialize the United States Congress and the appropriate federal agencies to approve the Louisiana Coastal Wetlands Conservation Plan.

Read by title.

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

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

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

SENATE BILL NO. 109—

BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 49:327(B)(1)(d), relative to state administration; to provide relative to investments by the treasurer; to provide relative to time certificates of deposit; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 264—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 36:354(E)(2) and to enact Part VIII of Chapter 1 of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:101.1 through 101.10, relative to the Department of Natural Resources; to provide for the creation of the Louisiana Underwater Obstruction Removal Program; to provide for policy and purpose; to provide for definitions; to provide for powers and duties of the secretary; to provide for powers and duties of the assistant secretary; to provide for contracts; to provide for access; to provide for liability; to provide for the Underwater Obstruction Removal Fund; to provide for reports; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 319—

BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 47:806(C), relative to motor vehicles; to provide relative to required records for the purchase of certain fuels; to exempt certain motor vehicles of 2,000 pounds or less; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 362—

BY SENATOR GREENE (BY REQUEST)

AN ACT

To amend and reenact R.S. 56:326.6(A), relative to bowfin; to include certain parishes in the commercial bowfin season; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 394—

BY SENATOR HEITMEIER

AN ACT

To enact R.S. 11:1921(C), relative to the Parochial Employees' Retirement System; to provide for optional membership for persons fifty-five years of age or older who have forty quarters credit in Social Security; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 724—

BY SENATORS CASANOVA AND CAIN

AN ACT

To enact R.S. 22:215.18 and 2018(E) and (F), relative to health care organizations; to provide for health and medical service contracts; to provide for requirements of provider contracts; to prohibit contracts between health insurers and health care providers which contain incentive provisions; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 907—

BY SENATOR JORDAN (BY REQUEST)

AN ACT

To enact R.S. 42:66(M), relative to dual officeholding; to provide that a police officer or deputy sheriff may hold the elected position of ward constable or city marshal; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 959—
BY SENATORS HAINKEL, DARDENNE, EWING AND BAGNERIS
AN ACT

To amend and reenact R.S. 15:587(A)(2) and R.S. 46:282(A), relative to access to criminal history information; to authorize the Department of Social Services, office of community services to access all criminal history record information maintained by the Louisiana Bureau of Criminal Identification and Information on foster and adoptive parent applicants and adult members of foster and adoptive parent households and to obtain and use Federal Bureau of Investigation criminal history records for screening those individuals; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1014—
BY SENATOR SIRACUSA
AN ACT

To enact R.S. 48:261(A)(3), relative to local governments; to provide relative to certain parishes; to require the Department of Transportation and Development to contract with such parishes for the maintenance of certain functions; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1022—
BY SENATOR CAMPBELL
AN ACT

To enact Part VII-A of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:401.11 through 401.13; relative to summer enrichment programs for students; to provide for the purpose of such programs; to provide for planning of such programs; to require the provision of such programs; to provide for their content and organization; to provide for student eligibility; to provide relative to costs to students; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1076—
BY SENATOR JOHNSON
AN ACT

To enact R.S. 14:97.1, relative to criminal offenses; to provide for the offense of solicitation on an interstate highway; to provide for penalties; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1087—
BY SENATOR HAINKEL
AN ACT

To enact R.S. 12:96, relative to prescriptive and preemptive periods for actions against officers and directors of business corporations; to provide with respect to liability of directors and officers of business corporations; to provide with respect to prescriptive and preemptive periods for actions against directors and officers; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1090—
BY SENATOR HAINKEL
AN ACT

To amend and reenact R.S. 35:323(A), (B), and (C)(1) and (3), 323.1(A) and (B), 327, 328, 331, 332, 334, 335, 336(A) and (B), 337, 337.1, and 338, and to enact R.S. 35:321(3), and to repeal R.S. 35:323(D) and (G) and 329, relative to notaries public and commissioners; to provide for the appointment of notaries; to provide for changes in the office of the custodian of notarial records for the parish of Orleans; to provide for the preservation of notarial records; to increase the fees to be charged by the custodian of notarial records; to provide for the use and separate location of microfilm records; to provide for the testing of sureties on bonds and for the giving of new bond; to provide for the revocation of a non-attorney's commission for failure to furnish bond; to provide for notice by the custodian of the bond expiration date; to provide sanction for act after expiration of bond or after surety canceled; to provide for the appointment of a deputy and an archivist; to provide for unbudgeted funds collected by the custodian of notarial records; to provide for the annual budget; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1095—
BY SENATOR HAINKEL
AN ACT

To amend and reenact R.S. 24:605(B), relative to legislative agencies; to increase the minimum dollar amount of a legislative fiscal office warrant, voucher, or check which requires the signature of the chairman of the Joint Legislative Committee on the Budget; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1128—
BY SENATOR ELLINGTON AND REPRESENTATIVE KENNEY
AN ACT

To amend and reenact R.S. 9:305, relative to disavowal of paternity; to provide for the period in which child support payments are owed; to provide additional time for disavowal actions; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1164—
BY SENATORS HAINKEL, DARDENNE, EWING AND BAGNERIS
AN ACT

To amend and reenact R.S. 13:4291 and to enact R.S. 46:236.10, relative to the enforcement of child support obligations by the Department of Social Services; to provide with respect to judgments created by operation of law; to dispense with the requirement of a summary proceeding in certain cases; to provide for the filing of such judgments which have the effect of a legal mortgage and privilege; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1217—
BY SENATOR EWING

AN ACT

To amend and reenact R.S. 30:2524 and to enact R.S. 30:2525(C)(19), relative to litter; to create the Louisiana Litter Abatement Grant Program; to provide relative to grant authority of the program; to provide relative to approved uses of grant money; to require monetary match by recipients of grant money; to require the promulgation of rules and regulations; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1278—
BY SENATORS HAINKEL, DARDENNE AND EWING

AN ACT

To amend and reenact R.S. 25:2(A) and 3, relative to the board of commissioners of the State Library of Louisiana; to provide for the board's composition, duties, and functions; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1317—
BY SENATOR GUIDRY

AN ACT

To repeal Code of Civil Procedure Art. 3945, relative to incidental orders of temporary child custody; to repeal provisions relative to rendering of a temporary custody order ancillary to a divorce or other summary proceeding for temporary custody; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1325—
BY SENATORS HINES, DYESS, ROBICHAUX AND SCHEDLER AND REPRESENTATIVES GAUTREAU, JOHNS, RIDDLE, THOMPSON AND VITTER

AN ACT

To enact Subpart A-2 of Part I of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:160.21 through 160.25, relative to the Medical Assistance Program; to provide for definitions; to require a health care provider agreement as a term and condition for payment of services rendered for the state Medical Assistance Program; to provide for terms, requirements, and conditions of such provider agreements; to provide for powers and duties of the Department of Health and Hospitals; to provide for application, enrollment, or denial of application of medical assistance provider; to provide for grounds for the denial of application, revocation, or suspension of any Medicaid provider agreement; to authorize payment of services and goods furnished by an entity prior to signing a provider agreement; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1342—
BY SENATOR SIRACUSA

AN ACT

To enact Chapter 2-C of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:106 through 110, relative to the construction of interim flood protection projects on the Atchafalaya River in Terrebonne, Assumption, St. Martin and St. Mary parishes; to authorize the Department of Transportation and Development to serve as the non-federal sponsor for the construction of these projects; to authorize the department to contract with agencies of the federal government, other state agencies, and political subdivisions of the state for the purposes of the projects; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1351—
BY SENATOR HINES

AN ACT

To enact 46:460.4, relative to public assistance; to provide for a six month disregard of certain earnings of certain persons; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1364—
BY SENATOR BAJOE

AN ACT

To enact R.S. 46:460.4, relative to welfare reform; to continue the state's commitment to provide educational opportunities to promote the self-sufficiency of welfare recipients; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1369—
BY SENATORS JORDAN, LANDRY, LENTINI, SHORT AND TARVER

AN ACT

To amend and reenact R.S. 15:147(A) and to enact R. S. 15:151 through 151.4 and R.S. 36:4(D), relative to the right to counsel in criminal cases; to provide for the determination of indigency and for compliance with indigency determination procedure by the judge; to create the Indigent Defense Assistance Board in the office of the governor and to provide with respect to the appointment of its members and officers; to provide with respect to the board's powers, duties, functions, rulemaking authority, compensation, and expenses; to provide for the conditions for awarding supplemental assistance to judicial district indigent defender boards; to provide for reporting requirements; to provide for an effective date and for the transition of funds and staff; 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.

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SENATE BILL NO. 1373—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 48:271, relative to signs; to authorize the Department of Transportation and Development to erect signs to certain tourist attractions, tourist information centers, and state parks; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1408—
BY SENATOR HAINKEL

AN ACT

To enact Code of Civil Procedure Art. 1913(E), relative to motions to dismiss; to provide for the validity of certain motions without the necessity of mailing of the final judgment; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1469—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 18:1505.2(M), relative to the Campaign Finance Disclosure Act; to prohibit contributions by foreign nationals; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1485—
BY SENATOR LAMBERT (BY REQUEST)

AN ACT

To enact Chapter 23 of Title 12 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 12:1400 through 1414, relative to corporations; to authorize professional social work corporations; to provide for their formation and authority to transact business; to provide for liability of certain persons of the corporation; to provide for merger, consolidation, and dissolution of such corporations; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1489—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 27:15(B)(2) and to enact R.S. 27:15(B)(10), relative to the Louisiana Gaming Control Board; to provide for compulsory meetings; to provide relative to meeting locations; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1491—
BY SENATOR LANDRY

AN ACT

To enact R.S. 11:1523(H), relative to the Clerks' of Court Retirement and Relief Fund; to provide with respect to survivor benefits; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1497—
BY SENATORS SIRACUSA AND ROMERO

AN ACT

To enact R.S. 48:388.1, relative to freight railroads; to create the Freight Railroad Intermodal Grant Program within the Department of Transportation and Development; to provide relative to grant authority of the program; to require certain funding for the program; to require the promulgation of rules and regulations; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1501—
BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 11:1632(A)(2) and to enact R.S. 11:1631(B)(3), relative to the District Attorneys Retirement System; to authorize eligibility for certain retirement benefits at age sixty or older with ten years of creditable service; to provide relative to eligibility for certain benefits in such system; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1503—
BY SENATOR CRAVINS

AN ACT

To enact R.S. 22:858, relative to domestic insurers; to authorize investment in investment pools; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1555 (Substitute for Senate Bill No. 851 by Senator Short)—
BY SENATOR SHORT

AN ACT

To amend and reenact R.S. 47:463.20(A), 463.25(A), 463.27(A), 463.29(A), 463.32(A), 463.34(A), 463.36(A), 463.37(A), 463.38(A), 463.41(A), 463.42(A), and 463.45(A), relative to motor vehicles; to authorize the issuance of certain prestige plates for recreational vehicles; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1557 (Substitute for Senate Bill No. 488 by Senator Heitmeier)—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:142(A) and (B), relative to state and statewide retirement systems; to provide that survivors may apply for reciprocal recognition of service credit of deceased members; to provide for an effective date; and to provide for related matters.

Read by title.

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

**Senate Concurrent Resolutions
Reported by Committees**

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

SENATE CONCURRENT RESOLUTION NO. 78—

BY SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

To create the Governor's Aviation Advisory Commission to study and make recommendations relative to the administration of Louisiana's public airports and aviation development programs.

Read by title.

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

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

SENATE CONCURRENT RESOLUTION NO. 94—

BY SENATORS JOHNSON, SCHEDLER AND LANDRY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study methods to improve the safety and capacity of Interstate Highway 10 from the intersection of Interstate Highway 10 and Interstate Highway 610 in New Orleans to the Eden Isles' interchange with Interstate Highway 10 at exit 261 in St. Tammany Parish and U. S. Highway 11 from its intersection with Interstate Highway 10 in eastern New Orleans northward as it crosses Lake Pontchartrain to the city limits of Slidell in St. Tammany Parish.

Read by title.

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

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

SENATE CONCURRENT RESOLUTION NO. 96—

BY SENATOR LENTINI

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development, in cooperation with Operation Lifesaver and the railroad industry, to develop and initiate the use of public service announcements and programs to educate the public as to railroad crossing safety.

Read by title.

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

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

SENATE CONCURRENT RESOLUTION NO. 97—

BY SENATORS LENTINI, BEAN, DYESS, IRONS, LANDRY AND SMITH

A CONCURRENT RESOLUTION

To create the Task Force on Railroad Crossing Safety; to study the causes of railroad and motor vehicle collisions and to make recommendations relative to the improved safety at railroad crossings.

Read by title.

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

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

SENATE CONCURRENT RESOLUTION NO. 98—

BY SENATOR LENTINI

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to examine formulas and to consider using risk factors in determining how to distribute section 130 highway dollars to the states for rail safety purposes.

Read by title.

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

On motion of Rep. Diez, the resolution was ordered 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. 2436—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To enact Subpart D of Part VIII of Chapter 1 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:340.12 through 340.16, relative to ports, harbors, and terminals; to create the Rodent Control and Prevention of Infectious Diseases Act; to provide for the control, testing, and monitoring of rodents on ships and barges; to provide for rodent control; to provide definitions, terms, conditions, procedures, and requirements; to provide for fees and for uses of such fees; to provide for the employment of personnel and contractors; 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. 2436 by Representative Fauchoux

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AMENDMENT NO. 1

On page 2, line 10, after "waters" and before "establish" change "shall" to "may"

AMENDMENT NO. 2

On page 2, delete lines 17 through 22 in their entirety and insert in lieu thereof the following:

"Each port authority participating in this program may promulgate rules and regulations, including the charges to be levied on vessels and barges to pay for the necessary costs of administration and enforcement of the provisions of this Part."

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.

Senate Instruments on Second Reading Returned from the Legislative Bureau

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

SENATE BILL NO. 111— BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 13:72.1 and to enact R.S. 13:4521(A)(3) and (4), relative to courts and judicial procedure; to provide relative to court costs; to provide relative to certain exceptions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 131— BY SENATOR COX

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.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 171— BY SENATOR COX

AN ACT

To amend and reenact R.S. 9:5501 and 5503, and to enact R.S. 9:5501.1, relative to affidavits of distinction and identity; to require clerks of court to provide affidavit forms; to provide for the content of the form; to provide for immunity; to provide for fines and penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 171 by Senator Cox

AMENDMENT NO. 1

On page 1, at the beginning of line 15, after "clerk of" and before "office" change "courts" to "court's"

AMENDMENT NO. 2

On page 2, line 19, after "within" and before "days" delete "fifteen" and insert in lieu thereof "ten"

AMENDMENT NO. 3

On page 5, line 5, after "employee" and before "office" change "or the clerks" to "of the clerk's"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 400— BY SENATOR COX

AN ACT

To amend and reenact R.S. 23:1225(C)(1)(c), relative to workers' compensation; to provide with respect to disability benefits; to remove the offset for Social Security disability benefits; 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 Engrossed Senate Bill No. 400 by Senator Cox

AMENDMENT NO. 1

On page 1, line 2, after "R.S." delete "23:1225(C)(1)(c)," and insert in lieu thereof "23:1225(C)(2), (3), and (4) and to enact R.S. 23:1225(C)(5),"

AMENDMENT NO. 2

On page 1, line 7, after "R.S." delete the remainder of the line and insert in lieu thereof "23:1225(C)(2), (3), and (4) are amended and reenacted and R.S. 23:1225(C)(5) is hereby enacted to"

AMENDMENT NO. 3

On page 1, delete lines 11 through 16 in their entirety and on page 2 delete lines 1 through 5 in their entirety and insert in lieu thereof the following:

"C.

* * *

(2) If an employee, who is not receiving permanent total disability benefits under this Chapter, receives remuneration from:

(a) Temporary total or supplemental earnings benefits pursuant to this Chapter;

(b) Benefits under disability benefit plans in the proportion funded by an employer;

(c) Social Security disability benefits under 42 U.S.C. Chapter 7, Subchapter II, the total of which shall be considered without reduction based on the amount contributed by the employee or an employer; or

(d) Any other workers' compensation benefits, then compensation benefits under this Chapter shall be reduced, unless there is an agreement to the contrary between the employee and the employer liable for payment of workers' compensation benefit, so that the aggregate remuneration from Subparagraphs (a) through (d) of this Paragraph shall not exceed eighty percent of his average weekly wage.

(3) Notwithstanding the provisions of Paragraph (1) of this Subsection, benefits payable for injury to an employee under this Chapter shall not be reduced by the receipt of benefits under this Chapter or any other laws for injury or death sustained by another person.

~~(3)~~(4) If an employee is receiving both workers' compensation benefits and disability benefits subject to a plan providing for reduction of disability benefits, the reduction of workers' compensation benefits required by R.S. 23:1225(C)(1) shall be made by taking into account the full amount of employer funded disability benefits, pursuant to plan provisions, before any reduction of disability benefits are made.

~~(4)~~(5) If a conflict arises between the application of the provisions of R.S. 23:1225 and those of any other Louisiana law or contract of insurance, the provisions of R.S. 23:1225 shall control."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 406—

BY SENATOR DEAN

AN ACT

To enact R.S. 13:76.1, relative to the development of a mechanism to utilize computer diskettes for filing of court documents; to provide for the supreme court, the clerks of court and others to develop a uniform plan; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 406 by Senator Dean

AMENDMENT NO. 1

On page 1, line 13, after "court" and before "appoint" delete "may" and insert in lieu thereof "shall"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 470—

BY SENATORS COX, DARDENNE, JONES, BAGNERIS, BARHAM, ELLINGTON, GREENE, JORDAN, BAJOIE, BEAN, BRANCH, CAIN, CAMPBELL, CASANOVA, CRAVINS, DYESS, EWING, FIELDS, GUIDRY, HAINKEL, HEITMEIER, HINES, HOLLIS, IRONS, LAMBERT, LANDRY, LENTINI, MALONE, ROMERO, SCHEDLER, SHORT, SIRACUSA, SMITH, AND THEUNISSEN

AN ACT

To enact R.S. 49:149.24, to provide with respect to state buildings; to provide for the name of the Third Circuit Court of Appeals Building in Lake Charles.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 504—

BY SENATOR HINES

AN ACT

To amend and reenact R.S. 33:381(C)(1)(a), relative to municipal officers; to change the position of the chief of police in the city of Oakdale from that of an appointed position to that of an elected position; to provide for a special election; to provide for effective date; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 734—

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 13:2561.2(A) and 2562.2(A), relative to civil jurisdiction for certain parish courts; to provide for the civil jurisdiction of certain parish courts; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 734 by Senator Lentini

AMENDMENT NO. 1

On page 1, at the beginning of line 14, before "thousand" delete "twenty" and insert in lieu thereof "fifteen"

AMENDMENT NO. 2

On page 2, at the beginning of line 15, before "thousand" delete "twenty" and insert in lieu thereof "fifteen"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 983—

BY SENATORS ELLINGTON AND HAINKEL

AN ACT

To amend and reenact R.S. 23:1842(1), 1843(A), 1862(B), and 2023(A) and R.S. 36:309(G)(3), relative to job training; to change the name of the Louisiana Employment and Training Council to the Governor's State Job Training Coordinating Council; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Reengrossed Senate Bill No. 983 by Senators Ellington and Hainkel

AMENDMENT NO. 1

On page 1, line 2, after "R.S." delete the remainder of the line and delete lines 3 through 5 in their entirety and insert in lieu thereof

"23:1862(B), relative to job training; to provide for agencies to submit workforce preparation program plans to the Louisiana Workforce Commission instead of the Louisiana Employment and Training Council; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 7, after "R.S." delete the remainder of the line and insert in lieu thereof "23:1862(B) is hereby"

AMENDMENT NO. 3

On page 1, delete lines 9 through 16 in their entirety and on page 2 delete lines 1 through 7 in their entirety

AMENDMENT NO. 4

On page 2, delete line 11 in its entirety and insert in lieu thereof "Louisiana Workforce Commission."

AMENDMENT NO. 5

On page 2, line 12, delete "Coordinating Council," and after "R.S." delete "23:2023" and insert in lieu thereof "23:2042"

AMENDMENT NO. 6

On page 2, delete lines 17 through 27 in their entirety and on page 3 delete lines 1 through 13 in their entirety

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1112—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 23:1121(B) and 1124, relative to worker's compensation; to provide for expedited hearing relative to examination of injured employee; to provide with respect to refusal to submit to medical examinations; to provide for expedited hearing; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1114—

BY SENATOR DARDENNE

AN ACT

To enact R.S. 23:1208(C)(4), relative to worker's compensation; to provide with respect to misrepresentations concerning benefits; to provide for definition; to provide for penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1115—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 23:1208(D), relative to worker's compensation; to provide with respect to misrepresentations concerning benefit payment; to authorize restitution; 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 Engrossed Senate Bill No. 1115 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 14, after "restitution" and before the period "." insert "for benefits claimed or payments obtained since the time of the fraudulent conduct"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1117—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 23:1121(A), relative to worker's compensation; to provide with respect to examination of injured employee; to provide for reasonable diagnostic testing; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1251—

BY SENATOR ULLO (BY REQUEST)

AN ACT

To enact R.S. 33:1236(21)(g) relative to municipalities and parishes; to authorize the governing authority of the city of Westwego to require that community service be performed by persons who allow their weeds, grass or other noxious growths to accumulate on their property in disregard of the health and safety of others; to provide for penalties; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1375—

BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 13:46(A) and (B), relative to the duties and functions of the Judicial Compensation Commission; to require the commission to study and make recommendations relative to the salaries of the commissioners of district courts; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1425—

BY SENATORS DARDENNE, COX, GUIDRY BAGNERIS, BAJOIE, BARHAM, BEAN, BRANCH, CAIN, CAMPBELL, CASANOVA, DEAN, DYESS, ELLINGTON, EWING, FIELDS, GREENE, HEITMEIER, HOLLIS, IRONS, JOHNSON, JONES, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SHORT, SMITH, THEUNISSEN AND ULLO

AN ACT

To amend and reenact Children's Code Arts. 618, 1565(2), 1566, 1567(A)(1), 1568, 1570, and Code of Civil Procedure Art. 891, R.S. 9:362(4), R.S. 13:4243(B), R.S. 14:79(A) and R.S. 46:2121.1(1), 2123(2) and (3), 2124(A), 2124.1(A)(3), 2132(4), 2133(B), 2134, 2135(B), 2136, 2137(A), and 2138; to enact Children's Code Arts. 617(G), 627(C), 1569(G) and 1570.1, Code of Civil Procedure Art. 3607.1, and Code of Criminal Procedure Arts. 327.1, 871.1, R.S. 9:376, R.S. 13:4243(D) and R.S. 46:2135(G), 2136.1, and 2136.2, relative to domestic violence; to create a statewide registry of civil and criminal abuse prevention orders and provide for its administration; to provide relative to temporary restraining orders and protective orders; to expand the scope of protection for those covered; to provide that clerks of court transmit orders to the Louisiana Protective Order Registry; to provide restrictions on filing of reciprocal protective orders; to provide that violent abusers pay costs of domestic abuse cases; to provide that the address and parish of a residence of domestic abuse a petitioner may remain confidential to the court; to provide that protective orders issued

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as bail restrictions and as part of a sentence be forwarded to the Louisiana Protective Order Registry; 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 Reengrossed Senate Bill No. 1425 by Senator Dardenne, et al.

AMENDMENT NO. 1

On page 1, line 3, change "R.S. 9:362(4)," to "R.S. 9:362(4) and 372,"

AMENDMENT NO. 2

On page 1, line 6, change "617(G)," to "617(G) and (H),"

AMENDMENT NO. 3

On page 1, line 7, change "1569(G)" to "1569(G) and (H)"

AMENDMENT NO. 4

On page 1, line 8, delete "R.S. 9:376," and change "R.S. 13:4243(D)" to "R.S. 13:4248,"

AMENDMENT NO. 5

On page 1, line 9, change "R.S. 46:2135(G)," to "R.S. 46:2135(G) and (H),"

AMENDMENT NO. 6

On page 2, line 8, change "617(G)," to "617(G) and (H)," and change "1569(G)" to "1569(G) and (H),"

AMENDMENT NO. 7

On page 2, between lines 11 and 12, insert the following:

"G. Immediately upon rendering a decision granting the relief requested by the petitioner, the judge shall cause to have prepared a Uniform Prevention Order, as provided in R.S. 46:2136.2(C), shall sign such order, and shall forward it to the clerk of court for filing, all without delay."

AMENDMENT NO. 8

On page 2, at the beginning of line 12, change "G." to "H."

AMENDMENT NO. 9

On page 2, line 13, delete "that information" and insert in lieu thereof "the Uniform Prevention Order"

AMENDMENT NO. 10

On page 1, line 14, delete "on the"

AMENDMENT NO. 11

On page 2, delete lines 15 through 17 in their entirety and insert in lieu thereof the following:

"by facsimile transmission, mail, or direct electronic input, where available, as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court."

AMENDMENT NO. 12

On page 3, line 6, delete "is consistent with this Part" and insert in lieu thereof "may be rendered pursuant to this Chapter"

AMENDMENT NO. 13

On page 3, line 7, after "matter" and before "(1)" delete "; and" and insert in lieu thereof "and either of the following occurs:" and at the end of the line change "the" to "The"

AMENDMENT NO. 14

On page 3, line 8, after "agreement" delete "; or" and insert in lieu thereof a period "." and after "(2)" change "reasonable" to "Reasonable"

AMENDMENT NO. 15

On page 3, line 13, change "Subsection (B)" to "Paragraph B of this Article"

AMENDMENT NO. 16

On page 3, line 17, change "cross or counter petitions have" to "a reconventional demand has"

AMENDMENT NO. 17

On page 4, between lines 12 and 13, insert the following:

"H. Immediately upon rendering a decision granting the relief requested by the petitioner, the judge shall cause to have prepared a Uniform Prevention Order, as provided in R.S. 46:2136.2(C), shall sign such order, and shall forward it to the clerk of court for filing, all without delay."

AMENDMENT NO. 18

On page 4, at the beginning of line 13, change "H." to "I."

AMENDMENT NO. 19

On page 4, line 15, delete "that information" and insert in lieu thereof "the Uniform Prevention Order"

AMENDMENT NO. 20

On page 4, line 16, delete "on the Louisiana Abuse Prevention" and delete lines 17 through 19 in their entirety and insert in lieu thereof the following:

"by facsimile transmission, mail, or direct electronic input, where available, as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court."

AMENDMENT NO. 21

On page 4, line 24, after "modified," and before "the clerk" insert "the judge shall cause to have prepared a Uniform Prevention Order, as

provided in R.S. 46:2136.2(C), shall sign such order, and shall forward it to the clerk of court for filing, all without delay, and"

AMENDMENT NO. 22

On page 4, line 25, delete "that information" and insert in lieu thereof "the Uniform Prevention Order"

AMENDMENT NO. 23

On page 4, line 26, delete "on the Louisiana Abuse Prevention" and delete line 27 in its entirety and insert in lieu thereof "by facsimile transmission, mail, or direct electronic input, where available, as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court."

AMENDMENT NO. 24

On page 5, delete line 1 in its entirety

AMENDMENT NO. 25

On page 5, line 20, delete "Louisiana Office of the Judicial" and insert in lieu thereof "Judicial Administrator's Office, Louisiana Supreme Court."

AMENDMENT NO. 26

On page 5, delete line 21 in its entirety

AMENDMENT NO. 27

On page 5, line 24, change "household" to "marital"

AMENDMENT NO. 28

On page 5, at the end of line 25, delete the period "." and add "or in which the household is located."

AMENDMENT NO. 29

On page 7, between lines 16 and 17, insert the following:

"G. Immediately upon rendering a decision granting the relief requested by the petitioner, the judge shall cause to have prepared a Uniform Prevention Order, as provided in R.S. 46:2136.2(C), shall sign such order, and shall forward it to the clerk of court for filing, all without delay."

AMENDMENT NO. 30

On page 7, at the beginning of line 17, change "G." to "H."

AMENDMENT NO. 31

On page 7, line 18, delete "that information" and insert in lieu thereof "the Uniform Prevention Order"

AMENDMENT NO. 32

On page 7, line 19, delete "on the" and delete lines 20 through 22 in their entirety and insert in lieu thereof the following:

"by facsimile transmission, mail, or direct electronic input, where available, as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court."

AMENDMENT NO. 33

On page 8, line 11, delete "is consistent with this Part" and insert in lieu thereof "may be rendered pursuant to this Chapter"

AMENDMENT NO. 34

On page 8, line 12, after "matter" and before "(1)" delete ", and" and insert in lieu thereof "and either of the following occurs:" and at the end of the line change "the" to "The"

AMENDMENT NO. 35

On page 8, line 13, after "agreement" and before "(2)" delete "; or" and in lieu thereof insert a period "." and after "(2)" change "reasonable" to "Reasonable"

AMENDMENT NO. 36

On page 8, line 22, delete "cross or counter petitions have" and insert in lieu thereof "a reconventional demand has"

AMENDMENT NO. 37

On page 9, line 7, change "Protective" to "Prevention"

AMENDMENT NO. 38

On page 9, between lines 18 and 19, insert the following:

"H. Immediately upon rendering a decision granting the relief requested by the petitioner, the judge shall cause to have prepared a Uniform Prevention Order, as provided in R.S. 46:2136.2(C), shall sign such order, and shall forward it to the clerk of court for filing, all without delay."

AMENDMENT NO. 39

On page 9, at the beginning of line 19, change "H." to "I."

AMENDMENT NO. 40

On page 9, line 21, delete "that information" and insert in lieu thereof "the Uniform Prevention Order"

AMENDMENT NO. 41

On page 9, at the end of line 22, delete "on a Louisiana Abuse Prevention" and delete lines 23 through 25 in their entirety and insert in lieu thereof the following:

" , by facsimile transmission, mail, or direct electronic input, where available, as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court."

AMENDMENT NO. 42

On page 10, line 2, change "Part" to "Chapter"

AMENDMENT NO. 43

On page 11, between lines 2 and 3, insert the following:

"A. Immediately upon rendering a decision granting the relief requested by the petitioner, the judge shall cause to have prepared a Uniform Prevention Order, as provided in R.S. 46:2136.2(C), shall sign such order, and shall forward it to the clerk of court for filing, all without delay."

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AMENDMENT NO. 44

On page 11, at the beginning of line 3, insert "B."

AMENDMENT NO. 45

On page 11, line 4, after "dissolved" and before "or" insert a comma ","

AMENDMENT NO. 46

On page 11, line 5, delete "this information" and insert in lieu thereof "the Uniform Prevention Order"

AMENDMENT NO. 47

On page 11, at the end of line 6, delete "on a Louisiana" and delete lines 7 through 9 in their entirety and insert in lieu thereof the following:

"by facsimile transmission, mail, or direct electronic input, where available, as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court."

AMENDMENT NO. 48

On page 11, line 16, after "If" and before "as" insert a comma "," and after "restriction" and before "an" insert a comma ","

AMENDMENT NO. 49

On page 11, line 19, after "violence," delete the remainder of the line and delete lines 20 through 24 in their entirety and insert in lieu thereof "the judge shall cause to have prepared a Uniform Prevention Order, as provided in R.S. 46:2136.2(C), shall sign such order, and shall forward it to the clerk of court for filing, all without delay. The clerk of the issuing court shall transmit the Uniform Prevention Order to the Louisiana Protective Order Registry, R.S. 46:2136.2(A), by facsimile transmission, mail, or direct electronic input, where available, as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court."

AMENDMENT NO. 50

On page 12, line 3, after "against," and before "contact" delete "or"

AMENDMENT NO. 51

On page 12, line 4, after "with" and before "or" insert a comma ","

AMENDMENT NO. 52

On page 12, line 5, after "violence," delete the remainder of the line and delete lines 6 through 10 in their entirety and insert in lieu thereof "the judge shall cause to have prepared a Uniform Prevention Order, as provided in R.S. 46:2136.2(C), shall sign such order, and shall forward it to the clerk of court for filing, all without delay. The clerk of the issuing court shall transmit the Uniform Prevention Order to the Louisiana Protective Order Registry, R.S. 46:2136.2(A), by facsimile transmission, mail, or direct electronic input, where available, as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court."

AMENDMENT NO. 53

On page 12, line 12, change "R.S. 9:362(4) is" to "R.S. 9:362(4) and 372 are" and at the end of the line delete "and R.S."

AMENDMENT NO. 54

On page 12, line 13, delete "9:376 is hereby enacted"

AMENDMENT NO. 55

On page 13, line 5, after "employment." delete the remainder of the line and delete lines 6 and 7 in their entirety and insert in lieu thereof "Such injunctions shall be issued in the form of a Uniform Prevention Order and transmitted to the Louisiana Protective Order Registry, as required by this Part."

AMENDMENT NO. 56

On page 13, delete lines 9 through 17 in their entirety and insert in lieu thereof the following:

"§372. Injunction against abuse; form; central registry

A. In a proceeding for divorce, a court may grant an injunction prohibiting a spouse from harassing or physically or sexually abusing the other spouse or a child of either of the parties.

B. Immediately upon rendering a decision granting relief provided in Subsection A of this Section, the judge shall cause to have prepared a Uniform Prevention Order, as provided in R.S. 46:2136.2(C), shall sign such order, and shall forward it to the clerk of court for filing, all without delay.

C. The clerk of the issuing court shall transmit the Uniform Prevention Order to the Louisiana Protective Order Registry, R.S. 46:2136.2(A), by facsimile transmission, mail, or direct electronic input, where available, as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court.

AMENDMENT NO. 57

On page 13, line 19, change "13:4243(D)" to "13:4248"

AMENDMENT NO. 58

On page 14, line 5, change "Ch.C." to "Children's Code"

AMENDMENT NO. 59

On page 14, delete lines 8 through 13 in their entirety and insert in lieu thereof the following:

"§4248. Foreign protective orders

A. A copy of any foreign protective order authenticated in accordance with an act of congress or the statutes of this state may be annexed to and filed with an ex parte petition praying that the protective order be made executory in this state. An affidavit setting forth the name and last known address of the person or persons to whom the protective order is directed shall also be attached thereto.

B. At an ex parte hearing, the court shall make the protective order executory in this state, cause to have prepared a Uniform Prevention Order, as provided in R.S. 46:2136.2(C), shall sign such order, and shall forward it to the clerk of court for filing, all without delay.

C. The clerk of the issuing court shall mail a copy of the Uniform Prevention Order to the person or persons to whom the protective order is directed at the address provided in the petitioner's affidavit and shall also transmit the order to the Louisiana Protective Order Registry, R.S. 46:2136.2(A), by facsimile transmission, mail,

or direct electronic input, where available. The order shall be mailed and transmitted as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court."

AMENDMENT NO. 60

On page 15, line 3, after "confirming" and before the colon ":" insert "both of the following" and after "(a)" change "that" to "That"

AMENDMENT NO. 61

On page 15, line 5, after "state" and before "(b)" delete ", and" and in lieu thereof insert a period "." and after "(b)" change "that" to "That"

AMENDMENT NO. 62

On page 15, line 14, change "R.S. 46:2135(G)," to "R.S. 46:2135(G) and (H),"

AMENDMENT NO. 63

On page 17, line 12, delete "household" and insert in lieu thereof "marital"

AMENDMENT NO. 64

On page 17, at the end of line 13, delete the period "." and add "or where the household is located."

AMENDMENT NO. 65

On page 19, delete lines 23 through 27 in their entirety and in lieu thereof insert the following:

"G. Immediately upon entering a temporary restraining order, the judge shall cause to have prepared a Uniform Prevention Order, as provided in R.S. 46:2136.2(C), shall sign such order, and shall forward it to the clerk of court for filing, all without delay.

H. The clerk of the issuing court shall transmit the Uniform Prevention Order to the Louisiana Protective Order Registry, R.S. 46:2136.2(A), by facsimile transmission, mail, or direct electronic input, where available, as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court."

AMENDMENT NO. 66

On page 20, delete line 1 in its entirety

AMENDMENT NO. 67

On page 20, line 18, delete "is consistent with" and insert in lieu thereof "may be rendered pursuant to"

AMENDMENT NO. 68

On page 20, line 19, after "matter" and before "(1)" delete "; and" and insert in lieu thereof "and either of the following occurs:" and at the end of the line change "the" to "The"

AMENDMENT NO. 69

On page 20, line 20, after "agreement" and before "(2)" delete "; or" and in lieu thereof insert a period "." and after "(2)" change "reasonable" to "Reasonable"

AMENDMENT NO. 70

On page 20, line 25, change "(B)" to "B of this Section"

AMENDMENT NO. 71

On page 21, line 2, delete "cross or counter petitions have" and insert in lieu thereof "a reconventional demand has"

AMENDMENT NO. 72

On page 21, line 14, change "Protective" to "Prevention"

AMENDMENT NO. 73

On page 21, line 18, change "Protective" to "Prevention"

AMENDMENT NO. 74

On page 21, delete lines 26 and 27 in their entirety and in lieu thereof insert the following:

"H. Immediately upon granting a protective order or approving any consent agreement, the judge shall cause to have prepared a Uniform Prevention Order, as provided in R.S. 46:2136.2(C), shall sign such order, and shall forward it to the clerk of court for filing, all without delay.

I. The clerk of the issuing court shall transmit the Uniform Prevention Order to the Louisiana Protective Order Registry, R.S. 46:2136.2(A), by facsimile transmission, mail, or direct electronic input, where available, as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court."

AMENDMENT NO. 75

On page 22, delete lines 1 through 5 in their entirety

AMENDMENT NO. 76

On page 22, delete line 19 in its entirety and insert in lieu thereof "Judicial Administrator's Office, Louisiana Supreme Court. The Judicial Administrator's Office"

AMENDMENT NO. 77

On page 22, line 20, delete "of the Judicial Administrator"

AMENDMENT NO. 78

On page 23, line 5, after "against," and before "contact" delete "or" and after "with" and before "or physical" insert a comma ","

AMENDMENT NO. 79

On page 23, delete lines 7 and 8 in their entirety and insert in lieu thereof the following:

"C. The courts of this state shall use a uniform form for the issuance of any protective or restraining order, which form shall be developed, approved, and distributed by the Judicial Administrator's Office, shall be titled the "Louisiana Abuse Prevention Order", and may also be referred to as the Uniform Prevention Order."

AMENDMENT NO. 80

On page 23, line 11, delete "upon its issuance." and insert in lieu thereof "as expeditiously as possible but no later than by the end of

the next business day after the order is filed with the clerk of court," and delete "this information" and insert in lieu thereof "Uniform Prevention Order"

AMENDMENT NO. 81

On page 23, delete lines 12 through 14 in their entirety and insert in lieu thereof "facsimile transmission, mail, or direct electronic input, where available, as expeditiously as possible, but no later than the end of the next business day after the order is filed with the clerk of court."

AMENDMENT NO. 82

On page 23, line 15, delete "Louisiana Office of the Judicial Administrator" and insert in lieu thereof "Judicial Administrator's Office"

AMENDMENT NO. 83

On page 23, line 17, after "offices" and before "and" insert a comma ","

AMENDMENT NO. 84

On page 24, line 15, delete "Louisiana Office of the Judicial" and insert in lieu thereof "Judicial Administrator's Office, Louisiana Supreme Court,"

AMENDMENT NO. 85

On page 24, line 16, delete "Administrator,"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1447—
BY SENATOR DARDENNE

AN ACT

To enact R.S. 13:1952(4)(d), relative to courts created by special legislative act; to authorize the metropolitan council for the city of Baton Rouge, parish of East Baton Rouge to assign future annexations to the appropriate election sections for the City Court of Baton Rouge; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1449 (Substitute for Senate Bill No. 134 by Senator Cox)—
BY SENATOR COX

AN ACT

To amend and reenact R.S. 13:477(14) and 621.14, relative to district courts; to provide for an additional judgeship in the fourteenth judicial district; to provide for the election and term of office; to

provide for qualifications; to provide relative to compensation; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 1449 by Senator Cox

AMENDMENT NO. 1

On page 2, line 27, after "Section 3." delete the remainder of the line in its entirety and insert in lieu thereof the following:

"The individual to be elected to the additional judgeship created by this Act for the Fourteenth Judicial District shall be elected as provided by Article V, Section 22 of the Constitution of Louisiana, and shall serve a term which shall begin on January 1, 1998, and which shall expire at the same time as is provided by law for the other judges of the court. Thereafter, the successors to the judge provided for in this Act for the Fourteenth Judicial District shall be elected at the same time and in the same manner and shall serve the same term as is now or may be provided hereafter for other judges of the court."

AMENDMENT NO. 2

On page 3, delete lines 1 through 4 in their entirety

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**Senate Bills on Second Reading
Reported by Committees**

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

SENATE BILL NO. 215—
BY SENATORS EWING AND LANDRY
A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize the use of public funds through state infrastructure banks; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

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

Reconsideration

HOUSE BILL NO. 1581—

BY REPRESENTATIVE HOLDEN

AN ACT

To enact R.S. 49:953.1, relative to emergency rules; to provide for restrictions and limitations; to provide for permits; to provide for rights and obligations; and to provide for related matters.

Read by title.

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

Returned to the calendar under the rules.

House and House Concurrent Resolutions on Third Reading for Final Consideration

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

HOUSE CONCURRENT RESOLUTION NO. 157—

BY REPRESENTATIVE R. ALEXANDER

A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare, the Senate Committee on Health and Welfare, the House Committee on Appropriations, and the Senate Committee on Finance to investigate problems facing rural hospitals and to propose recommendations for solutions to such problems; to provide that such committees receive testimony and recommendations from representatives of the Louisiana Rural Hospital Coalition; and to provide for related matters.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 160—

BY REPRESENTATIVE ROUSSELLE

A CONCURRENT RESOLUTION

To memorialize the United States Congress to require the Health Care Financing Administration to enforce existing regulations prohibiting the improper downstreaming of hospital self-referrals from physicians they compensate and to instruct the Health Care Financing Administration to reinstitute the two "Hoyer letters" stating that hospitals referring to their own home health agencies are in violation of federal regulations on self-referral.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 161—

BY REPRESENTATIVE MCCAIN

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Social Services, office of family support, support enforcement services, to adopt and implement rules which provide for the possibility of recovering certain costs incurred in providing child support enforcement services pursuant to Title 45 of the Code of Federal Regulations, Section 302.33.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 165—

BY REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

To memorialize U.S. Congress to standardize administration and regulation of federal laws on the taking of migratory game birds.

Read by title.

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

Ordered to the Senate.

HOUSE RESOLUTION NO. 40—

BY REPRESENTATIVE JETSON

A RESOLUTION

To urge and request the House Committee on Commerce to study the process of employment, levels of income, rates of pay, benefits, granting of tax exemptions, licensing, and related matters concerning the Louisiana maritime industry and make recommendations with respect thereto.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 16—

BY REPRESENTATIVE TRAVIS

A CONCURRENT RESOLUTION

To authorize Meeks Land and Timber Company to file suit or to prosecute any suit now pending against the state of Louisiana through the division of administration, state land office, concerning a claim of ownership or possession, or both, of present or former water bottoms under or in the vicinity of the middle fork of Thompson Creek in West Feliciana Parish, and concerning the ownership of and the rights to the minerals associated with those water bottoms, and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Travis to Engrossed House Concurrent Resolution No. 16 by Representative Travis

AMENDMENT NO. 1

On page 2, line 24, change "Nineteenth" to "Twentieth"

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

Rep. Travis moved the adoption of the resolution, as amended.

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	Quezairé
Ansardi	Hammett	Riddle
Barton	Heaton	Romero
Baylor	Hebert	Rousselle
Bowler	Hill	Salter
Brun	Holden	Scalise
Bruneau	Hopkins	Schneider
Carter	Hudson	Smith, J.D.—50th
Chaisson	Hunter	Smith, J.R.—30th
Clarkson	Iles	Stelly
Copelin	Jetson	Strain
Crane	Johns	Theriot
Curtis	Kenney	Thompson
Daniel	Lancaster	Toomy
Deville	Landrieu	Travis
DeWitt	Long	Vitter
Diez	Marionneaux	Walsworth
Dimos	Martiny	Warner
Doerge	McCain	Weston
Donelon	McCallum	Wiggins
Dupre	McDonald	Wilkerson
Farve	McMains	Willard-Lewis
Faucheux	Michot	Windhorst
Flavin	Montgomery	Winston
Fontenot	Morrish	Wright
Forster	Murray	
Frith	Odinet	

Total—88

NAYS

Total—0

ABSENT

Baudoin	Kennard	Shaw
Bruce	LeBlanc	Thomas
Damico	Mitchell	Thornhill
Durand	Morrell	Triche
Glover	Perkins	Welch
Jenkins	Pratt	

Total—17

The resolution was adopted.

Ordered to the Senate.

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. 2257—
BY REPRESENTATIVE HUDSON
AN ACT

To amend and reenact R.S. 32:398, relative to report forms for traffic accidents; to provide that the forms shall direct the investigating officer to instruct the parties to the accident to exchange information concerning drivers, vehicles, and liability insurance; and to provide for related matters.

Read by title.

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

Total—93

NAYS

Total—0

ABSENT

Barton	Durand	Mitchell
Baudoin	Jenkins	Thomas
Daniel	Kennard	Thornhill
Deville	McMains	Walsworth

Total—12

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hudson 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. 2308—
BY REPRESENTATIVES HOPKINS AND BRUN
AN ACT

To amend and reenact R.S. 34:2303, relative to the Red River Waterway District Commission; to provide with respect to membership; to further provide regarding appointments thereto; and to provide for related matters.

Read by title.

Motion

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

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.

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. 2327 by Representative Fauchoux

AMENDMENT NO. 1

On page 2, line 5, following "activity" and before "that" change "demonstrate" to "which demonstrates"

AMENDMENT NO. 2

On page 2, line 20, following "variance" and before "or" insert a comma ", "

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fauchoux to Engrossed House Bill No. 2327 by Representative Fauchoux

AMENDMENT NO. 1

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

"G. The department shall rely on its applicable rules and regulations to determine whether a source, facility, or modification is considered as major or minor for the purposes of this Section."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fauchoux to Engrossed House Bill No. 2327 by Representative Fauchoux

AMENDMENT NO. 1

On page 1, line 9, after "applicant for a" delete the remainder of the line and insert the following:

"new permit or a major modification of an existing permit as defined in rules and regulations, that would authorize the treatment, storage,

or disposal of hazardous wastes, the disposal of solid wastes, the discharge"

AMENDMENT NO. 2

On page 1, line 10, after "pollutants or" and before "in sufficient" change "the emission of toxic air pollutants" to "air emissions"

AMENDMENT NO. 3

On page 1, line 15, after "shall" and before "address" insert "be used to satisfy the public trustee requirements of Article IX Section 1 of the Constitution of Louisiana and shall"

AMENDMENT NO. 4

On page 2, line 24, after "emissions" and before "or for" insert ", hazardous wastes, solid wastes."

AMENDMENT NO. 5

On page 3, between lines 8 and 9, insert the following:

"(5) Any rulemaking by the department."

Rep. Fauchoux moved the adoption of the amendments.

Rep. Holden objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Fruge	Pinac
Alexander, A.—93rd	Gautreaux	Powell
Ansardi	Hammett	Romero
Barton	Heaton	Salter
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Brun	Hopkins	Shaw
Bruneau	Hudson	Smith, J.D.—50th
Chaisson	Iles	Strain
Clarkson	Johns	Thomas
Damico	Kenney	Thompson
Deville	Lancaster	Thornhill
DeWitt	Long	Travis
Diez	Martiny	Vitter
Dimos	McCallum	Walsworth
Doerge	McDonald	Warner
Donelon	McMains	Wiggins
Dupre	Michot	Windhorst
Fauchoux	Montgomery	Winston
Flavin	Morrish	Wright
Fontenot	Odinot	
Frith	Perkins	
Total—64		

NAYS

Mr. Speaker	Guillory	Quezaire
Baudoin	Holden	Riddle
Baylor	Hunter	Theriot
Copelin	Jetson	Triche
Crane	McCain	Welch
Curtis	Morrell	Weston
Daniel	Murray	Wilkerson

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Farve Green Total—26	Pierre Pratt	Willard-Lewis
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ABSENT

Alexander, R.—13th Carter Durand Forster Glover Total—15	Jenkins Kennard Landrieu LeBlanc Marionneaux	Mitchell Rousselle Smith, J.R.—30th Stelly Toomy
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The amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Alario Alexander, R.—13th Ansardi Barton Bowler Bruce Brun Bruneau Chaisson Clarkson Crane Damico Deville DeWitt Diez Dimos Doerge Dupre Fauchaux Flavin Total—61	Fontenot Fruge Gautreaux Heaton Hill Hopkins Hudson Iles Johns Kennard Kenney Lancaster Martiny McCallum McDonald McMains Michot Morrish Odinet Perkins Pinac	Powell Romero Rousselle Scalise Schneider Shaw Smith, J.D.—50th Smith, J.R.—30th Stelly Strain Thomas Thornhill Travis Walsworth Warner Wiggins Windhorst Winston Wright
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NAYS

Baudoin Baylor Copelin Curtis Daniel Donelon Farve Green Guillory Hammett Total—29	Holden Hunter Jetson Long McCain Montgomery Morrell Murray Pierre Quezaire	Riddle Salter Theriot Thompson Toomy Triche Vitter Wilkerson Willard-Lewis
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ABSENT

Alexander, A.—93rd Carter Durand Forster Frith Total—15	Glover Hebert Jenkins Landrieu LeBlanc	Marionneaux Mitchell Pratt Welch Weston
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The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Fauchaux 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. 2380— BY REPRESENTATIVE THERIOT AN ACT

To enact R.S. 32:414(N), relative to drivers' licenses; to provide for the suspension of drivers' licenses under certain conditions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Copelin to Engrossed House Bill No. 2380 by Representative Theriot

AMENDMENT NO. 1

On page 1, line 13, after "within" and before "notice" change "ten days of" to "thirty days of receipt"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—0

ABSENT

Gautreaux Hammett Total—6	Jenkins Mitchell	Pratt Welch
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The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Theriot 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. 2390—
BY REPRESENTATIVE HOPKINS
AN ACT

To enact R.S. 48:274.3, relative to Interstate highways; to provide for the placing of major shopping area guide signs on Interstate highways; to provide for definitions; to provide for requirements for food service areas; to provide for rules and regulations; to create the Major Shopping Area Guide Signs Processing Fund in the state treasury; 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. 2390 by Representative Hopkins

AMENDMENT NO. 1

On page 2, line 5, following "an" and before "highway" change "Interstate" to "interstate"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hopkins to Engrossed House Bill No. 2390 by Representative Hopkins

AMENDMENT NO. 1

On page 2, line 1, after "(a)" and before "located" delete "Is" and insert in lieu thereof "A portion of which is"

AMENDMENT NO. 2

On page 2, at the end of line 5, after "highway" delete "that" and insert in lieu thereof "a portion of which"

AMENDMENT NO. 3

On page 2, line 17, after "following" and before the colon ":" insert "in order to be eligible for a listing on a guide sign"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Gautreaux	Pierre
Alexander, A.—93rd	Glover	Pinac
Alexander, R.—13th	Green	Powell
Ansardi	Guillory	Quezaire
Barton	Hammett	Riddle
Baudoin	Heaton	Romero
Baylor	Hebert	Rousselle
Bowler	Hill	Salter
Bruce	Holden	Scalise
Brun	Hopkins	Schneider
Bruneau	Hudson	Shaw
Carter	Hunter	Smith, J.D.—50th
Chaisson	Iles	Smith, J.R.—30th
Clarkson	Jetson	Stelly
Copelin	Johns	Strain
Crane	Kennard	Theriot
Curtis	Kenney	Thomas
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Wiggins
Durand	McMains	Wilkerson
Farve	Michot	Willard-Lewis
Faucheux	Montgomery	Windhorst
Flavin	Morrell	Winston
Fontenot	Morrish	Wright
Forster	Murray	
Frith	Odinet	
Total—100		

NAYS

Total—0

ABSENT

Jenkins Mitchell Total—5	Pratt Welch	Weston
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The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hopkins 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. 2395—
BY REPRESENTATIVES WINSTON, SCHNEIDER, AND SENATORS
HAINKEL, SCHEDLER, AND SHORT
AN ACT

To amend and reenact Act No. 762 of the 1986 Regular Session, as amended by Act No. 875 of the 1988 Regular Session and Act No. 1227 of the 1995 Regular Session, by adding thereto a new Section designated as Section 12.1, relative to the Greater New Orleans Expressway Commission; to prohibit certain contracts

between the commission and political subdivisions; to provide for exceptions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Winston to Engrossed House Bill No. 2395 by Representative Winston

AMENDMENT NO. 1

On page 1, line 13, after "Section 12.1." and before "The" insert "(A)"

AMENDMENT NO. 2

On page 1, line 17, after "bridges" delete the remainder of the line and insert in lieu thereof "unless the following conditions are met:"

AMENDMENT NO. 3

On page 2, at the beginning of line 1, delete "otherwise provided herein." and insert in lieu thereof the following:

"(1) the contract results in revenue collections through tolls,

(2) projects are planned for the purpose of constructing or making improvements to roads or bridges other than the causeway, and

(3) those projects are funded in whole or in part through revenues realized through the increase in tolls collected on the causeway on behalf of the political subdivision."

AMENDMENT NO. 4

On page 2, line 1, before "The" insert "B."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lancaster to Engrossed House Bill No. 2395 by Representative Winston

AMENDMENT NO. 1

On page 1, line 17, after "bridges" delete the remainder of the line and insert in lieu thereof "unless the following conditions are met:"

AMENDMENT NO. 2

On page 2, delete lines 1 through 6 and insert in lieu of the following:

"(1) the contract results in revenue collections through tolls,

(2) projects are planned for the purpose of constructing or making improvements to roads or bridges other than the causeway,

(3) those projects are funded in whole or in part through revenues realized through the increase in tolls collected on the causeway on behalf of the political subdivision, and

(4) each such project receives two-thirds approval of the members of each house of the legislature."

AMENDMENT NO. 3

Delete House Floor Amendments Nos. 2 and 3 proposed by Representative Winston and adopted by the House of Representatives on May 28, 1997

Rep. Lancaster moved the adoption of the amendments.

Rep. Winston objected.

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Engrossed House Bill No. 2395 by Representative Winston

AMENDMENT NO. 1

On page 2, at the end of line 1, after "of" delete the remainder of the line and insert in lieu thereof "Orleans, Tangipahoa, St. Charles, St. John the Baptist, St."

AMENDMENT NO. 2

On page 2, at the beginning of line 2, after "Tammany" insert a comma ","

AMENDMENT NO. 3

On page 2, line 3, after "Parish" and before "and" insert a comma "," and "a majority of the electors of Orleans Parish, a majority of the electors of Tangipahoa Parish, a majority of the electors of St. Charles Parish, a majority of the electors of St. John the Baptist Parish,"

On motion of Rep. Murray, 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

Mr. Speaker	Gautreaux	Pierre
Alario	Glover	Powell
Alexander, A.—93rd	Guillory	Pratt
Alexander, R.—13th	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Salter
Bruce	Hopkins	Scalise
Brun	Hudson	Schneider
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th
Clarkson	Jenkins	Stelly
Copelin	Jetson	Strain
Crane	Johns	Theriot
Curtis	Kennard	Thomas
Daniel	Kenney	Thompson
Deville	LeBlanc	Thornhill

DeWitt	Long	Travis
Diez	Marionneau	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Winston
Frith	Odinot	Wright
Frugé	Perkins	
Total—89		

NAYS

Ansardi	Green	Pinac
Bowler	Hammett	Rousselle
Chaisson	Lancaster	Smith, J.R.—30th
Damico	Landrieu	Toomy
Dimos	Martiny	Windhorst
Total—15		

ABSENT

Mitchell
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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. 2453—
BY REPRESENTATIVE WINDHORST
AN ACT

To enact R.S. 30:2050.21(D), relative to environmental permits; to provide relative to reviews and appeals of certain environmental permits; 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. 2453 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 12, following "for" and before "on" change "deciding" to 'the decision'

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Windhorst to Engrossed House Bill No. 2453 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 9, after "review" and before "appeals" delete "and" and insert a comma "," and after "appeals" and before "regarding" insert a comma "," and the following: "and other proceedings for injunctive relief"

AMENDMENT NO. 2

On page 1, line 11, after "shall be" and before "decided" insert "finally"

AMENDMENT NO. 3

On page 1, line 12, after "date for" and before "on the merits" change "deciding" to "a final decision"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pratt
Alario	Hammett	Riddle
Alexander, A.—93rd	Heaton	Romero
Alexander, R.—13th	Hebert	Rousselle
Ansardi	Hill	Salter
Barton	Hopkins	Scalise
Baylor	Hudson	Schneider
Bowler	Hunter	Shaw
Bruce	Iles	Smith, J.D.—50th
Brun	Jenkins	Smith, J.R.—30th
Bruneau	Jetson	Stelly
Chaisson	Johns	Strain
Copelin	Kennard	Theriot
Crane	Kennedy	Thomas
Curtis	LeBlanc	Thompson
Damico	Long	Thornhill
Deville	Marionneau	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Dimos	McCallum	Vitter
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Durand	Montgomery	Weston
Faucheux	Morrish	Wiggins
Flavin	Murray	Wilkerson
Fontenot	Odinot	Willard-Lewis
Forster	Perkins	Windhorst
Frith	Pierre	Winston
Frugé	Pinac	Wright
Gautreaux	Powell	
Total—92		

NAYS

Baudoin	Farve	Landrieu
Carter	Guillory	Morrell
Daniel	Holden	Quezaire
Total—9		

ABSENT

Clarkson	Lancaster
Green	Mitchell
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Windhorst 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. 43—

BY REPRESENTATIVE WARNER
AN ACT

To amend and reenact R.S. 14:100(C)(2), relative to the crime of hit-and-run driving; to increase the penalty where death or serious bodily injury results from the accident; 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

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

NAYS

Total—0

ABSENT

Clarkson	Green	Mitchell
Flavin	Jetson	Smith, J.R.—30th
Total—6		

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. 125—

BY REPRESENTATIVE DOERGE
AN ACT

To amend and reenact R.S. 56:105(B), 116(B)(1), 116.1(A)(6), (B)(10), and (E), 116.3(A)(1)(a), and 116.4(A)(1), to enact R.S. 56:115(E) and (F), and to repeal R.S. 56:104.1 and 116.3(B), relative to licensing and other requirements for lawful hunting in this state; to authorize the use of a crossbow and provide for licensing and regulation in the same manner as the hunting by bow and arrow; to provide relative to hunting by disabled hunters, including the establishment of special seasons and the repeal of certain disability classifications; to provide terms, conditions, and penalties for the unauthorized or illegal use of crossbows; to provide relative to deer and wild turkey hunting by crossbow; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Deville to Engrossed House Bill No. 125 by Representative Doerge

AMENDMENT NO. 1

On page 1, line 2, delete "105(B), 116(B)(1),"

AMENDMENT NO. 2

On page 1, line 14, delete "105(B), 116(B)(1),"

AMENDMENT NO. 3

On page 2, delete lines 1 through 12 in their entirety

AMENDMENT NO. 4

On page 2, line 17, change "bow and arrow." to "rifle or other firearms."

AMENDMENT NO. 5

On page 2, delete lines 21 through 26 in their entirety and on page 3, delete lines 1 through 4 in their entirety

Rep. Deville moved the adoption of the amendments.

Rep. Doerge objected.

By a vote of 41 yeas and 54 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hammett to Engrossed House Bill No. 125 by Representative Doerge

AMENDMENT NO. 1

On page 1, delete lines 2 through 4 in their entirety and insert in lieu thereof:

"To amend and reenact R.S. 56:104(A)(3), 116.1(A)(6), (B)(10), and (E), 116.3(A)(1)(a), and 116.4(A)(1), and to enact R.S. 56:103(C)(3) and 115(E) and (F), relative to licensing and"

AMENDMENT NO. 2

On page 1, line 6, after "regulation" delete the remainder of the line and delete line 7 in its entirety and insert in lieu thereof"; to provide relative to hunting"

AMENDMENT NO. 3

On page 1, delete line 9 in its entirety and insert "other matters; to provide terms,"

AMENDMENT NO. 4

On page 1, line 14, after "R.S. 56:" delete "105(B), 116(B)(1)" and insert in lieu thereof "104(A)(3)"

AMENDMENT NO. 5

On page 1, line 16, after "56:" and before "115(E)" insert "103(C)(3) and"

AMENDMENT NO. 6

On page 1, after line 16, insert the following:

"§103. License; license books; returns; transfer of license prohibited

* * *

C.

* * *

(3) In addition to all other licenses required by law, a special crossbow license may be authorized to take deer and turkey during special crossbow seasons. A fee may be charged for the issuance of such license as provided in R.S. 56:104(A)(3) and the fees therefrom shall be deposited in the Conservation Fund of the Louisiana Department of Wildlife and Fisheries and dedicated to the administration of the licensing program, management of deer, turkey and their habitats in the state, and enforcement of the rules and regulations pertaining to conservation of deer, turkey and their habitats.

* * *

§104. License fees; reciprocity; exceptions

A. No license shall be issued under this Part unless there has been previously paid in cash to the authorized issuing agent a fee or fees as hereinafter set forth:

* * *

(3) In the case of a resident, except as specified in Subsection B of this Section, a fee of ten dollars and fifty cents is required to hunt, take, possess, or transport bear, deer, or turkey. This license shall be required in addition to the basic hunting license. In addition, a fee of ten dollars and fifty cents may be charged a resident for the issuance of a special muzzleloader license to take deer during the

special deer season for muzzleloaders as provided in R.S. 56:103(C)(2), and for a special crossbow license to take deer and turkey during seasons established by the commission as provided for in R.S. 56:103(C)(3)."

AMENDMENT NO. 7

On page 2, delete lines 1 through 11 in their entirety

AMENDMENT NO. 8

On page 2, line 16, after "authorized" insert a period and delete the remainder of the line and delete line 17 in its entirety

AMENDMENT NO. 9

On page 2, delete lines 21 through 26 in their entirety

AMENDMENT NO. 10

On page 3, delete lines 1 through 4 in their entirety

AMENDMENT NO. 11

On page 4, delete lines 25 and 26 in their entirety

Rep. Hammett moved the adoption of the amendments.

Rep. Doerge objected.

By a vote of 60 yeas and 37 nays, the amendments were adopted.

Rep. Doerge 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	Glover	Pratt
Ansardi	Green	Quezaire
Baylor	Guillory	Riddle
Bowler	Heaton	Romero
Bruce	Hill	Rousselle
Brun	Holden	Salter
Bruneau	Hopkins	Scalise
Carter	Hudson	Shaw
Clarkson	Hunter	Stelly
Copelin	Iles	Strain
Curtis	Jenkins	Thomas
Damico	Jetson	Thompson
Daniel	Kenney	Thornhill
DeWitt	Lancaster	Travis
Diez	Landrieu	Vitter
Dimos	Martiny	Walsworth
Doerge	McCallum	Warner
Donelon	McDonald	Welch
Durand	Montgomery	Weston
Farve	Morrell	Wiggins
Faucheux	Morrish	Wilkerson
Flavin	Murray	Willard-Lewis
Forster	Odinet	Windhorst
Frith	Perkins	Wright
Total—78		

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NAYS

Alexander, R.—13th	Hebert	Michot
Baudoin	Johns	Schneider
Chaisson	Kennard	Smith, J.D.—50th
Crane	LeBlanc	Smith, J.R.—30th
Deville	Long	Theriot
Dupre	Marionneaux	Toomy
Fontenot	McCain	Winston
Hammett	McMains	
Total—23		

ABSENT

Barton	Pierre
Mitchell	Triche
Total—4	

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. Doerge 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. 184—

BY REPRESENTATIVE DIMOS

AN ACT

To amend and reenact Code of Civil Procedure Article 5186, relative to payment of costs incurred by indigents; to provide for the filing and the effect of recordation of an affidavit of account; and to provide for related matters.

Read by title.

Rep. Dimos moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright
Fruge	Perkins	
Total—104		

NAYS

Total—0

ABSENT

Mitchell
Total—1

The 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. 245—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact Civil Code Arts. 2315.1(D) and 2315.2(D) and to enact Civil Code Arts. 2315.1(A)(4) and (E) and 2315.2(A)(4) and (E), relative to offenses and quasi offenses; to provide for survival and wrongful death actions by a tutor and by grandparents; and to provide for related matters.

Read by title.

Rep. Jack Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinet	Winston
Frith	Perkins	Wright
Fruge	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Ansardi	Kennard
Hammett	Mitchell
Total—4	

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. 246—
BY REPRESENTATIVE STELLY
AN ACT

To amend and reenact R.S. 56:1850(A)(7), relative to the Louisiana Natural and Scenic Rivers System; to provide relative to administration of the system, and rules and regulations that may be issued by the administrator of the system; to authorize the regulation of houseboats docked for longer than thirty consecutive days on a natural and scenic river; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneau	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright
Fruge	Perkins	
Total—104		

NAYS

Total—0

ABSENT

Mitchell
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Stelly 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. 397—
BY REPRESENTATIVE CURTIS
AN ACT

To enact R.S. 24:513.4, relative to boards, commissions, and like entities; to require certain boards, commissions, and like entities to provide notification of a vacancy in membership to the legislative auditor; to require the legislative auditor to notify certain members of the legislature of such vacancies; and to provide for related matters.

Read by title.

Rep. Curtis moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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Crane	Kennard	Thomas
Curtis	Kenney	Thompson
Damico	Lancaster	Thornhill
Daniel	Landrieu	Toomy
Deville	LeBlanc	Travis
DeWitt	Long	Triche
Diez	Marionneaux	Vitter
Dimos	Martiny	Walsworth
Doerge	McCain	Warner
Donelon	McCallum	Welch
Dupre	McDonald	Weston
Durand	Michot	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrill	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinet	Wright
Frith	Perkins	
Fruge	Pierre	
Total—103		

NAYS

Total—0

ABSENT

McMains Mitchell
Total—2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Curtis 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. 420—
BY REPRESENTATIVE VITTER

AN ACT

To amend and reenact R.S. 24:51(5), relative to lobbying; to provide for the definition of lobbyist; and to provide for related matters.

Read by title.

Motion

Rep. Vitter moved that House Bill No. 420 be designated as a duplicate of Senate Bill No. 485.

Which motion was agreed to.

Motion

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

Speaker Pro Tempore Bruneau in the Chair

HOUSE BILL NO. 509—
BY REPRESENTATIVE CARTER

AN ACT

To amend and reenact R.S. 14:70.1(B), relative to the crime of Medicaid fraud; to provide that a sentence of at least one year of imprisonment shall be imposed without benefit of probation, parole, or suspension of sentence; to provide exceptions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Riddle to Engrossed House Bill No. 509 by Representative Carter

AMENDMENT NO. 1

On page 1, line 3, after "to provide" delete the remainder of the line and insert "with respect to the penalties for the crime;"

AMENDMENT NO. 2

On page 1, delete line 4, and at the beginning of line 5, delete "sentence, to provide exceptions;"

AMENDMENT NO. 3

On page 1, line 13, between "than" and "thousand", change "ten" to "twenty" and on page 1 on the end of line 13 delete "A sentence" and delete the remainder of the page.

Rep. Riddle moved the adoption of the amendments.

Rep. Carter objected.

By a vote of 53 yeas and 42 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Guillory	Perkins
Alexander, A.—93rd	Hammett	Pinac
Alexander, R.—13th	Heaton	Powell
Barton	Hebert	Pratt
Baudoin	Hill	Quezaire
Bowler	Holden	Riddle
Bruce	Hopkins	Romero
Brun	Hudson	Rousselle
Bruneau	Hunter	Salter
Carter	Iles	Scalise
Chaisson	Jenkins	Schneider
Clarkson	Jetson	Shaw
Crane	Johns	Smith, J.D.—50th
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Stelly
Daniel	Lancaster	Strain
Deville	Landrieu	Theriot
DeWitt	LeBlanc	Thomas
Diez	Long	Thompson
Dupre	Marionneaux	Thornhill
Farve	Martiny	Toomy
Faucheux	McCain	Triche
Flavin	McCallum	Vitter
Fontenot	McDonald	Walsworth
Forster	Michot	Warner
Frith	Montgomery	Wilkerson
Fruge	Morrish	Windhorst
Gautreaux	Murray	Winston

Green Total—87	Odinot NAYS	Wright
Baylor Copelin Doerge Total—8	Morrell Pierre Welch ABSENT	Weston Willard-Lewis
Mr. Speaker Ansardi Dimos Donelon Total—10	Durand Glover McMains Mitchell	Travis Wiggins

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Carter 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. 626—
BY REPRESENTATIVES MONTGOMERY, BRUCE, AND KENNARD
AN ACT

To enact R.S. 15:587.2, relative to the Louisiana Bureau of Criminal Identification and Information; to provide that Louisiana State University campus police have authority to conduct employee criminal background checks; to provide that Louisiana State University campus police have access to criminal history information; 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	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	Hammett	Pratt
Alexander, R.—13th	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Rousselle
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Brun	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Copelin	Kenney	Theriot
Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner

Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinot	Winston
Fruge	Perkins	Wright
Gautreaux	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Diez	Glover
Frith	Mitchell
Total—4	

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. 756—
BY REPRESENTATIVES PERKINS, DONELON, BRUN, DANIEL, DIEZ, DIMOS, DOWNER, FARVE, FAUCHEUX, FLAVIN, FONTENOT, FRUGE, GAUTREAUX, JENKINS, JETSON, JOHNS, KENNARD, LANCASTER, MCCALLUM, ROUSSELLE, THORNHILL, VITTER, WALSWORTH, WESTON, WIGGINS, WINDHORST, AND WRIGHT AND SENATORS DEAN, GREENE, HAINKEL, AND SHORT
AN ACT

To amend and reenact Civil Code Articles 102 and 103 and R.S. 9:234 and 245(A)(1) and to enact R.S. 9:224(C) and 225(A)(3), Part VII of Chapter 1 of Code Title IV of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9:272 through 275, and R.S. 9:307, 308, and 309, all relative to covenant marriages; to provide for a declaration on the application for a marriage license; to provide prerequisites to entering into a covenant marriage, including counseling; to authorize the entering into a covenant marriage by couples already married; to provide for indication thereof on the marriage certificate; to provide the exclusive means to terminate a covenant marriage; to provide with respect to jurisdiction, venue, and incidental relief; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Perkins to Engrossed House Bill No. 756 by Representative Perkins

AMENDMENT NO. 1

On page 7, between lines 1 and 2, insert the following:

"(2) The other spouse has committed a felony and has been sentenced to death or imprisonment at hard labor."

AMENDMENT NO. 2

On page 7, at the beginning of line 2, change "(2)" to "(3)"

AMENDMENT NO. 3

On page 7, at the beginning of line 4, change "(3)" to "(4)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Heaton	Riddle
Alario	Hebert	Romero
Alexander, A.—93rd	Hill	Rousselle
Alexander, R.—13th	Holden	Salter
Barton	Hopkins	Scalise
Baudoin	Hunter	Schneider
Bowler	Iles	Shaw
Bruce	Jenkins	Smith, J.D.—50th
Brun	Jetson	Smith, J.R.—30th
Carter	Johns	Stelly
Clarkson	Kennard	Strain
Crane	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneau	Travis
Doerge	Martiny	Triche
Donelon	McCain	Vitter
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	McMains	Welch
Faucheux	Michot	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrish	Wilkerson
Frith	Murray	Willard-Lewis
Fruge	Odinot	Windhorst
Gautreaux	Perkins	Winston
Glover	Pinac	Wright
Guillory	Powell	
Hammett	Quezaire	
Total—91		

NAYS

Bruneau	Curtis	Pierre
Chaisson	Green	Pratt
Copelin	Morrell	
Total—8		

ABSENT

Ansardi	Dimos	Hudson
Baylor	Forster	Mitchell
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Perkins 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. 781—

BY REPRESENTATIVES DOWNER, R. ALEXANDER, DEVILLE, DIMOS, DUPRE, FORSTER, LEBLANC, MCDONALD, MCMAINS, JOHN SMITH, STELLY, AND STRAIN

A JOINT RESOLUTION

Proposing a revision of Article IV of the Constitution of Louisiana, to be comprised of Sections 1 through 22 thereof, relative to the executive branch of state government; to provide for the organization and management of the executive branch of state government; for the appointment in lieu of election of certain state officials when provided by law enacted by a two-thirds vote of each house of the legislature; for succession to the office of governor; to provide for the inability of the governor to serve; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Downer, and under a suspension of the rules, consideration of the above bill was deferred at this time.

HOUSE BILL NO. 790—

BY REPRESENTATIVE MARIONNEAUX
AN ACT

To enact R.S. 42:2.1, relative to terms of office of public officers; to restrict the service of persons on boards and commissions; to provide for certain exceptions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Marionneau to Engrossed House Bill No. 790 by Representative Marionneau

AMENDMENT NO. 1

On page 1, line 17, delete "appointed." and insert the following:

"appointed, or to the fee commissions established under R.S. 34:1121, et. seq., the provisions of this Section shall not apply to any person who serves without compensation on a board or commission which serves an executive branch agency in an advisory capacity."

Rep. Marionneau moved the adoption of the amendments.

Rep. Jetson objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Hebert	Pinac
Alexander, R.—13th	Hill	Riddle
Barton	Iles	Rousselle
Bowler	Kennard	Salter
Chaisson	Kenney	Shaw
Daniel	Lancaster	Stelly
Deville	LeBlanc	Theriot

DeWitt	Marionneaux	Thornhill
Doerge	Martiny	Toomy
Fauchoux	McCain	Triche
Flavin	McCallum	Warner
Forster	McDonald	Winston
Frith	Montgomery	Wright
Guillory	Morrish	
Heaton	Odinot	
Total—43		

NAYS

Alexander, A.—93rd	Gautreaux	Pierre
Baudoin	Glover	Powell
Baylor	Green	Pratt
Bruce	Hammett	Quezaire
Brun	Holden	Romero
Bruneau	Hopkins	Scalise
Carter	Hunter	Schneider
Clarkson	Jenkins	Smith, J.D.—50th
Copelin	Jetson	Thompson
Crane	Johns	Vitter
Damico	Landrieu	Walsworth
Diez	Long	Welch
Dupre	Michot	Wiggins
Farve	Morrell	Wilkerson
Fontenot	Murray	Willard-Lewis
Fruge	Perkins	Windhorst
Total—48		

ABSENT

Mr. Speaker	Durand	Strain
Ansardi	Hudson	Thomas
Curtis	McMains	Travis
Dimos	Mitchell	Weston
Donelon	Smith, J.R.—30th	
Total—14		

The amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dupre to Engrossed House Bill No. 790 by Representative Marionneaux

AMENDMENT NO. 1

On page 1, line 11, after "than" change "eight" to "twelve"

AMENDMENT NO. 2

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

"Section 2. For the purposes of determining the total number of years of service for any member of a board or commission whose term of service is limited pursuant to the provisions of Section 1 of this Act, no service prior to the effective date of this Act shall be included."

AMENDMENT NO. 3

On page 1, after line 17, and following the text of Amendment No. 2, add the following:

"Section 3. The provisions of this Act shall become effective

January 1, 1998."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Alexander, R.—13th	Heaton	Powell
Baylor	Hill	Riddle
Carter	Holden	Romero
Copelin	Hudson	Shaw
Crane	Iles	Stelly
Daniel	Jenkins	Strain
Deville	Jetson	Thomas
Donelon	Kennard	Thornhill
Dupre	LeBlanc	Triche
Fauchoux	Long	Vitter
Fontenot	Marionneaux	Warner
Fruge	McCain	Welch
Glover	Michot	Wiggins
Green	Montgomery	Wright
Hammett	Morrell	
Total—44		

NAYS

Mr. Speaker	Frith	Pratt
Alario	Gautreaux	Quezaire
Alexander, A.—93rd	Guillory	Rousselle
Barton	Hebert	Salter
Baudoin	Hopkins	Scalise
Bowler	Hunter	Schneider
Bruce	Johns	Smith, J.D.—50th
Brun	Kennedy	Smith, J.R.—30th
Bruneau	Lancaster	Theriot
Chaisson	Landrieu	Thompson
Clarkson	Martiny	Toomy
Curtis	McCallum	Travis
Damico	McDonald	Walsworth
DeWitt	Morrish	Weston
Diez	Murray	Wilkerson
Doerge	Odinot	Willard-Lewis
Farve	Perkins	Windhorst
Flavin	Pierre	Winston
Forster	Pinac	
Total—56		

ABSENT

Ansardi	Durand	Mitchell
Dimos	McMains	
Total—5		

The Chair declared the above bill failed to pass.

Rep. Gautreaux 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. 1096—

BY REPRESENTATIVE JETSON

AN ACT

To enact R.S. 17:416(G), relative to pupil discipline; to prohibit the taking of any disciplinary action against a pupil by the governing authority of a public elementary or secondary school or by any public elementary or secondary school administrator,

teacher, or other school employee for the use of force upon another person under specified circumstances involving self-defense of the pupil or the pupil's property; to provide for application; to provide for effectiveness; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jetson to Engrossed House Bill No. 1096 by Representative Jetson

AMENDMENT NO. 1

On page 1 delete lines 14 through 17 and on page 2 delete lines 1 through 10 and insert in lieu thereof the following:

"G.(1) Effective for the 1997-1998 school year and thereafter, no pupil shall be disciplined in any manner by the governing authority of a public elementary or secondary school or by any public elementary or secondary school administrator, teacher, or other school employee for the use of force upon another person when it can be reasonably concluded that the use of such force more probably than not was committed solely for the purpose of preventing a forcible offense against the pupil or a forcible offense or trespass against property in a pupil's lawful possession; provided that the force used must be reasonable and apparently necessary to prevent such offense.

(2) A pupil who is the aggressor or who brings on a difficulty cannot claim the right provided by this Subsection to defend himself or property in his lawful possession unless it can be reasonably concluded that more probably than not the pupil withdrew from the conflict in good faith and in such a manner that his adversary knew or should have known that the pupil desired to withdraw and discontinue the conflict."

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

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

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
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Chaisson	Iles	Smith, J.D.—50th
Clarkson	Jenkins	Smith, J.R.—30th
Copelin	Jetson	Stelly
Crane	Johns	Strain
Curtis	Kennard	Theriot
Damico	Kenney	Thomas
Daniel	Lancaster	Thompson

Deville	Landrieu	Travis
DeWitt	LeBlanc	Triche
Diez	Long	Vitter
Dimos	Marionneau	Walsworth
Doerge	Martiny	Warner
Donelon	McCain	Welch
Dupre	McCallum	Weston
Farve	McDonald	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinot	Wright
Gautreaux	Perkins	
Total—95		

NAYS

Carter	Michot	Thornhill
Fontenot	Shaw	Toomy
Total—6		

ABSENT

Ansardi	McMains
Durand	Mitchell
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Jetson 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. 1192—

BY REPRESENTATIVE TRICHE

AN ACT

To enact R.S. 30:27 and 2022.2, relative to public hearings on permit applications; to provide for attendance by certain state officials; to provide for duties; and to provide for related matters.

Read by title.

Rep. Triche 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
Baudoin	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thompson

Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Farve	McMains	Weston
Fauchoux	Michot	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wright
Gautreaux	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Copelin	Mitchell
Durand	Thomas
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Triche 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. 1232—
BY REPRESENTATIVES McMAINS AND DEWITT
AN ACT

To amend and reenact R.S. 9:5628(A) and to enact R.S. 9:5628(C), relative to prescription; to provide for prescriptive period applicable to state and private health care providers for actions for medical malpractice; to provide that the peremptive period does not apply in cases of fraud; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. McMains, and under a suspension of the rules, consideration of the above bill was deferred at this time.

HOUSE BILL NO. 1253—
BY REPRESENTATIVES WINDHORST AND DEWITT
AN ACT

To enact R.S. 15:902.1, relative to the placement of juveniles adjudicated delinquent; to authorize and provide with respect to the transfer of such juveniles to adult facilities when the juveniles have attained the age of seventeen years; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Riddle to Engrossed House Bill No. 1253 by Representative Windhorst

AMENDMENT NO. 1

On page 1, at the beginning of line 5, change "seventeen" to "twenty-one"

AMENDMENT NO. 2

On page 1, line 13, change "seventeen" to "twenty-one"

AMENDMENT NO. 3

On page 1, at the end of line 13, delete "the age of full" and on page 1, delete line 14 in its entirety

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Riddle to Engrossed House Bill No. 1253 by Representative Windhorst

AMENDMENT NO. 1

On page 1, at the beginning of line 5, change "seventeen" to "nineteen"

AMENDMENT NO. 2

On page 1, line 13, change "seventeen" to "nineteen"

AMENDMENT NO. 3

On page 1, at the end of line 13, delete "the age of full" and on page 1, delete line 14 in its entirety and insert a period "."

Rep. Riddle moved the adoption of the amendments.

Rep. Windhorst objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Green	Odinet
Alexander, A.—93rd	Guillory	Pierre
Barton	Hammett	Pinac
Baudoin	Heaton	Pratt
Baylor	Holden	Quezaire
Bowler	Hunter	Riddle
Chaisson	Iles	Rousselle
Copelin	Johns	Smith, J.D.—50th
Curtis	Kenney	Theriot
Daniel	Landrieu	Walsworth
DeWitt	Long	Warner
Diez	Marionneaux	Welch
Doerge	McCain	Weston
Dupre	Montgomery	Wilkerson
Farve	Morrell	Willard-Lewis
Flavin	Morrish	
Glover	Murray	
Total—49		

NAYS

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Alexander, R.—13th	Hebert	Shaw
Bruce	Hill	Smith, J.R.—30th
Brun	Jenkins	Stelly
Bruneau	Kennard	Strain
Carter	Lancaster	Thompson
Clarkson	LeBlanc	Thornhill
Crane	Martiny	Toomy
Damico	McCallum	Triche
Deville	McDonald	Vitter
Faucheux	Michot	Wiggins
Fontenot	Perkins	Windhorst
Forster	Powell	Winston
Frith	Salter	Wright
Früge	Scalise	
Gautreaux	Schneider	
Total—43		

ABSENT

Mr. Speaker	Hopkins	Romero
Ansardi	Hudson	Thomas
Dimos	Jetson	Travis
Donelon	McMains	
Durand	Mitchell	
Total—13		

The amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Green	Pratt
Alexander, R.—13th	Hammett	Quezairé
Barton	Heaton	Riddle
Bowler	Hill	Rousselle
Bruce	Hunter	Salter
Brun	Iles	Scalise
Bruneau	Jenkins	Schneider
Carter	Johns	Shaw
Chaisson	Kennard	Smith, J.D.—50th
Clarkson	Kenney	Smith, J.R.—30th
Copelin	Lancaster	Stelly
Crane	Landrieu	Strain
Damico	LeBlanc	Theriot
Daniel	Long	Thompson
Deville	Marionneaux	Thornhill
DeWitt	Martiny	Toomy
Diez	McCain	Triche
Doerge	McCallum	Vitter
Dupre	Michot	Walsworth
Faucheux	Montgomery	Warner
Flavin	Morréll	Weston
Fontenot	Morrish	Wiggins
Forster	Murray	Wilkerson
Frith	Odiné	Willard-Lewis
Früge	Perkins	Windhorst
Gautreaux	Pinac	Winston
Glover	Powell	Wright
Total—81		

NAYS

Alexander, A.—93rd	Farve	Pierre
Baudoin	Guillory	Welch
Baylor	Hebert	
Curtis	Holden	
Total—10		

ABSENT

Mr. Speaker	Hopkins	Mitchell
Ansardi	Hudson	Romero
Dimos	Jetson	Thomas
Donelon	McDonald	Travis
Durand	McMains	
Total—14		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Windhorst 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. 1285—

BY REPRESENTATIVE FORSTER

AN ACT

To enact R.S. 40:2009.44, relative to residents of nursing home facilities; to require the Department of Health and Hospitals to promulgate rules and regulations which provide for a specified minimum number of leave days per spell of illness for which Medicaid payments will be made on behalf of Medicaid eligible residents when said residents are admitted as inpatients to other licensed health care facilities; to require the department to promulgate rules and regulations which provide for a specified minimum number of leave days per year for which Medicaid payments will be made on behalf of Medicaid eligible residents when said residents are absent from the facility on home leave; and to provide for related matters.

Read by title.

Rep. Forster moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Faucheux
Flavin
Fontenot
Forster
Frith
Frige
Total—97

Michot
Montgomery
Morrell
Morrish
Murray
Odinet

Wilkerson
Willard-Lewis
Windhorst
Winston

NAYS

Wright
Total—1

ABSENT

Brun
Chaisson
Hopkins
Total—7

Mitchell
Perkins
Strain

Thomas

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Forster 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. 1286—
BY REPRESENTATIVE FORSTER
AN ACT

To enact R.S. 40:2109(F), relative to hospital licensure; to require the secretary of the Department of Health and Hospitals to include in the minimum standards adopted relative to the operation and maintenance of hospitals, a provision which prohibits a hospital from paying or reimbursing for, or on behalf of, a patient any sum for which the patient would be responsible, except for certain charges and expenses; to require that such payment be deemed payment for referral; and to provide for related matters.

Read by title.

Motion

Rep. Forster moved that House Bill No. 1286 be designated as a duplicate of Senate Bill No. 743.

Which motion was agreed to.

Rep. Forster moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Chaisson
Clarkson
Copelin
Crane
Curtis
Damico
Daniel
Deville
DeWitt
Diez
Dimos
Doerge
Donelon
Dupre
Durand
Farve
Faucheux
Flavin
Fontenot
Forster
Frith
Frige
Total—100

Jenkins
Jetson
Johns
Kennard
Kenney
Lancaster
Landrieu
LeBlanc
Long
Marionneaux
Martiny
McCain
McCallum
McDonald
McMains
Michot
Montgomery
Morrell
Morrish
Murray
Odinet
Perkins

Smith, J.D.—50th
Smith, J.R.—30th
Stelly
Theriot
Thompson
Thornhill
Toomy
Travis
Triche
Vitter
Walsworth
Warner
Welch
Weston
Wiggins
Wilkerson
Willard-Lewis
Windhorst
Winston
Wright

NAYS

Total—0

ABSENT

Brun
Hopkins
Total—5

Mitchell
Strain

Thomas

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Forster 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. 1298—
BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact R.S. 40:1563.1, relative to the office of state fire marshal; to add crimes for which the state fire marshal may arrest an individual; 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	Glover	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Powell
Alexander, R.—13th	Hammett	Pratt
Ansardi	Heaton	Quezairé
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Chaisson	Jenkins	Shaw

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Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kennard	Stelly
Curtis	Kenney	Theriot
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Warner
Donelon	McCallum	Welch
Dupre	McDonald	Weston
Farve	McMains	Wiggins
Faucheux	Michot	Wilkerson
Flavin	Montgomery	Willard-Lewis
Fontenot	Morrell	Windhorst
Forster	Morrish	Winston
Frith	Murray	Wright
Fruge	Odinet	
Gautreaux	Perkins	

Total—97

NAYS

Total—0

ABSENT

Brun	Hopkins	Thomas
Carter	Mitchell	Walsworth
Durand	Strain	

Total—8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McCain 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. 1467—
BY REPRESENTATIVES MCMAINS AND CLARKSON
AN ACT

To amend and reenact Civil Code Arts. 2762 and 3500, R.S. 9:2772(A) and (C), and 3144(A)(3), and to enact R.S. 9:3144(A)(4), relative to actions against architects, engineers, land surveyors, contractors, new home builders, or other persons surveying, designing, or constructing improvements to immovable property; to provide for peremptive and prescriptive periods in certain actions; to provide for limitations on new home warranties for certain major structural defects; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1511—
BY REPRESENTATIVES DONELON, BRUCE, DUPRE, HEATON,
KENNARD, ROMERO, AND WINDHORST
AN ACT

To amend and reenact R.S. 14:98(B)(introductory paragraph), (C)(introductory paragraph), (D), and (E) and to enact R.S. 14:98(K), relative to driving offenses involving alcoholic beverages; to provide for an increase in penalties for commission of the offense of driving while intoxicated; to provide for mandatory driver's license revocation and

imprisonment; to prohibit the suspension of sentence relating to the term of imprisonment; to provide for the seizure and sale of the motor vehicle; to provide for the distribution of the proceeds from the sale; to provide for rules and regulations to institute an administrative hearing process; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Donelon, and under a suspension of the rules, consideration of the above bill was deferred at this time.

HOUSE BILL NO. 1605—
BY REPRESENTATIVE FORSTER
AN ACT

To amend and reenact R.S. 40:2144(H), relative to the Hospital Records and Retention Act; to authorize the Department of Health and Hospitals to promulgate rules to regulate the use of orders for the care and treatment of hospital patients transmitted electronically; to authorize such rules to include when and under what circumstances the ordering health care provider must sign or countersign the order; and to provide for related matters.

Read by title.

Rep. Forster moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—98

NAYS

Total—0

ABSENT

Brun	Hopkins	Thomas
Fontenot	Mitchell	
Hebert	Strain	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Speaker Downer in the Chair

HOUSE BILL NO. 1631—
BY REPRESENTATIVES HAMMETT, DOWNER, AND DUPRE
AN ACT

To enact Code of Civil Procedure Art. 894, relative to the filing of any malpractice action against an architect, landscape architect, engineer, or land surveyor; to require the filing of certain affidavits verifying negligent acts with the original petition; and to provide for related matters.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Powell
Alario	Green	Salter
Alexander, R.—13th	Hammett	Scalise
Ansardi	Hebert	Shaw
Clarkson	Jenkins	Smith, J.R.—30th
Crane	Johns	Stelly
Daniel	Kenney	Theriot
Donelon	LeBlanc	Thompson
Dupre	Long	Triche
Fontenot	McMains	Warner
Forster	Michot	Wiggins
Fruge	Montgomery	Winston
Gautreaux	Odinet	
Total—38		

NAYS

Alexander, A.—93rd	Faucheux	Morrish
Barton	Flavin	Murray
Baudoin	Guillory	Perkins
Baylor	Heaton	Pierre
Bowler	Hill	Pinac
Bruce	Holden	Pratt
Brun	Hudson	Quezair
Bruneau	Hunter	Riddle
Carter	Iles	Rousselle
Copelin	Kennard	Smith, J.D.—50th
Curtis	Lancaster	Thornhill
Damico	Landrieu	Toomy
Deville	Marionneaux	Welch
DeWitt	Martiny	Weston
Diez	McCain	Wilkerson

Dimos
Doerge
Farve
Total—54

McCallum
McDonald
Morrell

Willard-Lewis
Windhorst
Wright

ABSENT

Chaisson
Durand
Frith
Hopkins
Jetson
Total—13

Mitchell
Romero
Schneider
Strain
Thomas

Travis
Vitter
Walsworth

The Chair declared the above bill failed to pass.

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

Suspension of the Rules

On motion of Rep. Doerge, 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

May 28, 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. 1413
Returned without 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 RESOLUTION NO. 64—
BY REPRESENTATIVE SHAW
A RESOLUTION

To commend the Reverend Dr. James J. Stewart on becoming the pastor of Broadmoor Christian Church in Shreveport.

Read by title.

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

HOUSE RESOLUTION NO. 65—
BY REPRESENTATIVES MURRAY, HEATON, AND MORRELL
A RESOLUTION

To approve the new casino operating contract.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 66—
BY REPRESENTATIVE WILLARD-LEWIS
A RESOLUTION

To commend the National Association of Senior Friends for its public spirit in establishing May 29, 1997, as Legislative Action Day and for its effective programs for seniors.

Read by title.

On motion of Rep. Willard-Lewis, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 196—
BY REPRESENTATIVE ALARIO
A CONCURRENT RESOLUTION

To urge and request the Department of Revenue and Taxation to suspend the application and enforcement of the provisions of R.S. 47:300.1 through 300.3 as enacted by Act No. 41 of the 1996 Regular Session of the Legislature, applicable to taxable periods after December 31, 1996, and to continue enforcement of the provisions of Parts I and II of Chapter 1 of Title 47 as existed prior to enactment of Act No. 41 of the 1996 Regular Session of the Legislature.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 197—
BY REPRESENTATIVE DIMOS
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations to the legislature relative to the requirement of fault as a prerequisite to a divorce.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 198—
BY REPRESENTATIVE SCHNEIDER
A CONCURRENT RESOLUTION

To recognize and congratulate Jeanne Marie "Mimi" Melancon upon her one hundredth birthday, to commend her for her contributions to her community, and to wish her many more happy birthdays.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Administration of Criminal Justice

May 28, 1997

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

House Bill No. 1738, by Farve
Reported favorably. (7-0-1) (Regular)

House Bill No. 1739, by Farve
Reported favorably. (6-0-1) (Regular)

House Bill No. 2289, by R Alexander
Reported with amendments. (6-0-1) (Regular)

House Bill No. 2371, by Vitter
Reported with amendments. (7-0-1) (Regular)

Senate Bill No. 34, by Lentini
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 52, by Lentini
Reported with amendments. (8-0-1) (Regular)

Senate Bill No. 64, by Lentini
Reported with amendments. (6-0-1) (Regular)

Senate Bill No. 282, by Lentini (Joint Resolution)
Reported favorably. (6-1-1)

Senate Bill No. 513, by Cox
Reported favorably. (8-0-1) (Regular)

Senate Bill No. 733, by Lentini
Reported favorably. (7-0-1) (Regular)

Senate Bill No. 767, by Lentini
Reported with amendments. (6-3-1) (Regular)

Senate Bill No. 768, by Lentini
Reported with amendments. (8-0-1) (Regular)

Senate Bill No. 943, by Casanova
Reported with amendments. (8-1-1) (Regular)

Senate Bill No. 1067, by Irons
Reported with amendments. (8-0-1) (Regular)

Senate Bill No. 1074, by Ellington
Reported favorably. (6-0-1) (Regular)

STEPHEN J. WINDHORST
Chairman

The above Senate Bills, except Senate Bill No. 282, reported favorably or with amendments, were referred to the Legislative Bureau.

Report of the Committee on Health and Welfare

May 28, 1997

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Health and Welfare to submit the following report:

House Concurrent Resolution No. 119, by J D Long

Reported with amendments. (9-0)

House Concurrent Resolution No. 189, by Welch
Reported favorably. (9-0)

House Bill No. 2503, by Guillory
Reported with amendments. (10-0) (Regular)

Senate Concurrent Resolution No. 82, by Schedler
Reported favorably. (9-0)

Senate Bill No. 250, by Cain
Reported with amendments. (9-0) (Regular)

Senate Bill No. 521, by Bean
Reported favorably. (9-0) (Regular)

Senate Bill No. 530, by Guidry
Reported with amendments. (9-0) (Regular)

Senate Bill No. 563, by Hainkel
Reported with amendments. (9-0) (Regular)

Senate Bill No. 580, by Hainkel
Reported favorably. (9-0) (Regular)

Senate Bill No. 590, by Hainkel
Reported favorably. (10-0) (Regular)

Senate Bill No. 591, by Hainkel
Reported favorably. (10-0) (Regular)

Senate Bill No. 596, by Hainkel
Reported favorably. (10-0) (Regular)

Senate Bill No. 611, by Hainkel
Reported with amendments. (10-0) (Regular)

Senate Bill No. 721, by Hines
Reported with amendments. (9-0) (Regular)

Senate Bill No. 740, by Irons
Reported with amendments. (10-0) (Regular)

Senate Bill No. 742, by Dardenne
Reported with amendments. (10-0) (Regular)

Senate Bill No. 812, by Hainkel
Reported favorably. (10-0) (Regular)

Senate Bill No. 978, by Irons
Reported with amendments. (11-0) (Regular)

Senate Bill No. 1158, by Irons
Reported favorably. (11-0) (Regular)

Senate Bill No. 1284, by Dardenne
Reported favorably. (9-0) (Regular)

Senate Bill No. 1314, by Dardenne
Reported favorably. (10-0) (Regular)

Senate Bill No. 1549, by Hollis
Reported with amendments. (9-0) (Regular)

RODNEY ALEXANDER
Chairman

The above Senate Bills reported favorably or with amendments

were referred to the Legislative Bureau.

**Report of the Committee on
House and Governmental Affairs**

May 28, 1997

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on House and Governmental Affairs to submit the following report:

Senate Bill No. 48, by Dardenne
Reported with amendments. (8-0) (Regular)

Senate Bill No. 688, by Landry
Reported favorably. (8-0) (Regular)

Senate Bill No. 709, by Landry
Reported with amendments. (8-0) (Regular)

Senate Bill No. 894, by Jordan
Reported favorably. (8-0) (Regular)

Senate Bill No. 1153, by Hollis
Reported with amendments. (9-0) (Regular)

Senate Bill No. 1156, by Hines
Reported favorably. (10-0) (Regular)

CHARLES D. LANCASTER, JR.
Chairman

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

Report of the Committee on Insurance

May 28, 1997

To the Speaker and Members of the House of Representatives:

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

House Bill No. 385, by Landrieu
Reported with amendments. (9-0) (Regular)

JAMES DONELON
Chairman

Report of the Committee on Natural Resources

May 28, 1997

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 47, by John Smith
Reported with amendments. (10-0)

House Concurrent Resolution No. 172, by Hammett
Reported favorably. (15-0)

House Concurrent Resolution No. 186, by Fauchaux
Reported favorably. (15-0)

House Concurrent Resolution No. 187, by Fauchaux
Reported with amendments. (14-0)

Senate Bill No. 557, by Hainkel
Reported with amendments. (13-0) (Consent)

Senate Bill No. 1106, by Robichaux
Reported favorably. (14-0) (Consent)

Senate Bill No. 1214, by Ewing
Reported favorably. (13-0) (Consent)

Senate Bill No. 1550, by Ellington
Reported with amendments. (11-0) (Regular)

JOHN R. SMITH
Chairman

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

**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. Wilkerson, the Committee on Administration
of Criminal Justice was discharged from further consideration of
House Bill No. 1006.

HOUSE BILL NO. 1006—
BY REPRESENTATIVE WILKERSON
AN ACT

To enact R.S. 36:409(O) and Chapter 59 of Title 37 of the Louisiana
Revised Statutes of 1950, to be comprised of R.S. 37:3621
through 3642, relative to bail enforcement; to create the
Louisiana State Board of Bail Enforcement Agents; to provide
for a purpose; to provide for definitions; to provide for
regulation and licensure of bail enforcement agents; to provide
for fees; and to provide for related matters.

Read by title.

On motion of Rep. Wilkerson, the above bill was recommitted
to the Committee on Commerce.

Motion

On motion of Rep. Dupre, the Committee on Administration of
Criminal Justice was discharged from further consideration of House
Bill No. 2500.

HOUSE BILL NO. 2500—
BY REPRESENTATIVES DUPRE AND QUEZAIRE
AN ACT

To enact Part XXIV-A of Chapter 1 of Title 22 of the Louisiana
Revised Statutes of 1950, to be comprised of R.S. 22:1120
through 1128, and to repeal R.S. 22:658.1, 660, and 1404.3,
relative to bail bonding; to provide relative to bail bond
administration; to provide relative to transacting a surrender or
apprehension of a fugitive; to provide relative to bond
revocation due to nonpayment of premium; to provide relative
to preclearing and continuing education; to provide relative to
criminal bail bonds; to provide for fines and hearings; to provide
for definitions; and to provide for related matters.

Read by title.

On motion of Rep. Dupre, the above bill was recommitted to the
Committee on Commerce.

**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. Murray, the Committee on Civil Law and
Procedure was discharged from further consideration of Senate Bill
No. 1196.

SENATE BILL NO. 1196—
BY SENATOR BAGNERIS
AN ACT

To amend and reenact R.S. 13:2576(H)(2)(g), relative to the sale of
property by a municipality pursuant to an order of seizure and
possession; to require a municipality with a population in excess
of four hundred fifty thousand that sells property pursuant to an
order of seizure and possession to follow the procedures
governing judicial sales of immovable property; and to provide
for related matters.

Read by title.

Motion

Rep. Murray moved that Senate Bill No. 1196 be designated as
a duplicate of House Bill No. 1900.

Which motion was agreed to.

Motion

On motion of Rep. Murray, the above bill was referred to the
Legislative Bureau.

Suspension of the Rules

On motion of Rep. Weston, the rules were suspended to permit
the Committee on Municipal, Parochial and Cultural Affairs to meet
on Thursday, May 29, 1997.

Privileged Report of the Committee on Enrollment

May 28, 1997

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

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

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 13—
BY REPRESENTATIVE MCCAIN
A RESOLUTION

To request the House Committee on Administration of Criminal
Justice to study the problems associated with the solicitation of
clients by some attorneys.

HOUSE RESOLUTION NO. 33—

BY REPRESENTATIVE LEBLANC

A RESOLUTION

To amend and readopt House Rule 7.16 of the Rules of Order of the House of Representatives to require a fiscal note on all legislative instruments which will affect the receipt, expenditure, or allocation of state funds or of funds of any political subdivision of the state or which will authorize the issuance of general obligation bonds or other general obligations of the state prior to final passage or adoption.

HOUSE RESOLUTION NO. 62—

BY REPRESENTATIVE WILLARD-LEWIS

A RESOLUTION

To commend the African-American Male Institute and its executive director, Mr. John Mosely, Sr., for their initiative and leadership in having June nineteenth declared as "Juneteenth Independence Day" throughout the United States.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

May 28, 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. 195—

BY REPRESENTATIVE WILLARD-LEWIS AND SENATOR BAJOE

A CONCURRENT RESOLUTION

To recognize June 3, 1997, as "Proud to Call it Home Day" and to recognize the Proud to Call it Home Campaign for its dedication to community service on their third anniversary.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Leave of Absence

Rep. Mitchell - 1 day

Adjournment

On motion of Rep. LeBlanc, at 7:00 P.M., the House agreed to adjourn until Thursday, May 29, 1997, at 9:00 A.M.

The Speaker of the House declared the House adjourned until 9:00 A.M., Thursday, May 29, 1997.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, *Emeritus*

